CHRONOLOGY OF SELECTED FEDERAL SOCIAL WELFARE LEGISLATION

BY PROGRAM

1876 - 1983

The Office of the Special Adviser,
Policy Development
Department of National Health and Welfare

FOREWORD

This memorandum presents a chronology of selected federal social welfare legislation by program for the major federal programs in Canada. It is based on the publication "A Chronology of Social Welfare and Related Legislation 1908-1974, Selected Federal Statutes" issued by the Policy and Program Development and Coordination Branch in February, 1975. The memorandum presents major legislative developments for each welfare program, including benefits, contribution rates and ceilings, eligibility criteria such as age and residence, tax implications, and financing. It covers each program from its coming into force until the end of 1983. With the exception of Housing, Indians and Eskimos, Unemployment Insurance and Veterans' Benefits the programs are administered by the Department of National Health and Welfare.

The memorandum was prepared by Sheila Lamont in the Office of the Special Adviser to the Deputy Minister.

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Consolidated: R.S.C. 1952, c. 190.

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Special Operators War Services Benefits Act, S.C. 1946, c. 64 17.12

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Supervisors War Service Benefits Act, S.C. 1946, c. 66. 17.12

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Terms of Union of Newfoundland with Canada, Act to Approve, S.C. 1949, c. 1 17.14

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Unemployment Assistance Act, S.C. 1956, c. 26 10.9; 15.1

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Consolidated: R.S.C. 1970, c. U-1.

Unemployment Insurance Act, S.C. 1940, c. 44 10.4; 16.1

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Repealed and replaced: S.C. 1955, c. 50 16.7

Amended: S.C. 1956, c. 50; 1957-58, c. 8; 1958, c. 2; 1959, c. 36; 1966-67, c. 25, s. 39; 1967-68, c. 13, s. 25 and c. 33.

Repealed and Replaced: S.C. 1970-71-72, c. 48. 16.11

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Amended: R.S.C. 1970 (2nd Supp.), Sched. A; SI/72-6; S.C. 1973-74, c. 2; 1974-75-76, c. 66, s. 22 and c. 80; 1976-77, c. 11, s. 2 and c. 33, s. 68 and c. 34, s. 29 and c. 54; 1977-78, c. 22, s. 24; 1978-79, c. 7; 1980-81-82, c. 17, s. 21 and c. 35 and c. 47, s. 53 and c. 97 and c. 102, s. 7 and c. 109, s. 18 and c. 143, s. 27 and cc. 150 and 158, Part IV.

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Consolidated: R.S.C. 1952, c. 281; 1970, c. V-5.

Vocational Rehabilitation of Disabled Persons Act, S.C. 1960-1961, c. 26 18.1

Amended: S.C. 1966-67, c. 25, s. 39; 1967-68, c. 13, s. 25; SI/73-22; S.C. 1976-77, c. 54, s. 74.

Consolidated: R.S.C. 1970, c. V-7.

War Appropriation Act No. 3, 1943, S.C. 1943-44, c. 32 1.1; 12.1

(Old Age and Blind Pensions)

War Service Grants Act, S.C. 1944-45, c. 51 17.10

Amended: S.C. 1945 (2nd Sess.), c. 38; 1946, c. 74; 1947-48, c. 31; 1949, c. 6; 1951 (2nd Sess.), c. 7, s. 19; 1953-54, c. 46 and c. 65, s. 3; 1959, c. 18; 1962, c. 7.

Consolidated: R.S.C. 1952, c. 289; 1970, c. W-4.

War Veterans' Allowance Act, S.C. 1930, c. 48 17.4

Amended: S.C. 1936, c. 48; 1938, c. 16; 1943-44, c. 33, Sched. B. Vote 493; 1944-45, c. 52, Sched. B. Vote 524.

Repealed and re-enacted: S.C. 1946, c. 75.

Amended: S.C. 1947-48, c. 74; 1949 (2nd Sess.), c. 6 and c. 42, Vote 537; 1950, c. 54.

Repealed and re-enacted: S.C. 1952, c. 54. 17.16

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Amended: S.C. 1955, c. 13; 1957, c. 14, Sched. D, Vote 503; 1957-58, c. 7; 1960, c. 36; 1960-61, c. 39; 1964-65, c. 34; 1965, c. 20; 1966-67, c. 55; R.S.C. 1970 (2nd Supp.), c. 34; 1972, c. 12; 1973-74, c. 9; 1974-75-76, c. 8 and c. 66, s. 24, and c. 95, s. 14; 1976-77, c. 28, s. 49(2); 1980-81-82, c. 19, Part III.

Consolidated: R.S.C. 1952, c. 290; 1970, c. W-5.

Women's Royal Naval Services and the South African Military Nursing Service (Benefits) Act, S.C. 1946, c. 34 — 17.12

Consolidated: R.S.C. 1952, c. 297.

Youth Allowances Act, S.C. 1964-65, c. 23 — 19.1

Amended: S.C. 1973-74, c. 34.

Repealed: S.C. 1973-74, c. 44, s. 26.

Consolidated: R.S.C. 1970, c. Y-1.

Yukon Act, S.C. 1952-53, c. 53

Also: S.C. 1940, c. 45; 1940-41, c. 30; 1947-48, c. 75; 1951 (2nd Sess.) c. 23. — 10.8

Amended: 1955, c. 23 and c. 48, s. 10; 1958, c. 9; 1960, c. 24 and c. 46, s. 6; 1966-67, c. 25, s. 40 and c. 28; 1969-70, c. 69, ss. 1-12 and 20; R.S.C. 1970 (1st Supp.) c. 48; S.C. 1972, c. 17, s. 2; 1974, c. 5; 1976-77, c. 25, s. 22 and c. 34, s. 28; 1980-81-82, c. 47, s. 52.

Consolidated: R.S.C. 1952, c. 297; 1970, c. Y-2.

SECTION 1

BLIND PERSONS

BLIND PERSONS

1937 - An Act to amend the Old Age Pensions Act, S.C.1937, c.13

- *Assented to March 31, 1937.
- Provided for pensions for blind persons aged 40 or over.
- Set the maximum blind pension at $20 monthly ($240 annually), the same as the Old Age pension.
- Set the total allowable income for a blind person, including the pension, at:

Single blind person	$440
Married blind person or widow (or widower) with at least one child	$640
Married couple (both blind pensioners)	$880

1943 - The War Appropriations Act No.3, S.C.1943-44, c.32

- Assented to July 24, 1943.
- Covered, under general provisions, payment of the increase in blind pensions.
- Increased maximum blind pensions from $20 monthly ($240 annually) to $25 monthly ($300 annually) by Order in Council, P.C.6367 under the authority of the War Measures Act, dated August 10, 1943. The increase, a special war supplement of $5 a month, was charged against the War Appropriation allotment. (Announcement was by the Honourable J.L. Ilsley, Minister of Finance, in the House of Commons, July 24, 1943. See also Public Accounts 1943-44, p. CC.12.)

1944 - Order in Council, P.C.3377, August 5, 1944

- Increased the total allowable income, including the pension, as follows:

Single blind person	$500
Married blind person or widow (or widower) with at least one child	$700
Married couple (both blind pensioners)	$1,000

(Announcement was made by the Honourable J.L. Ilsley in the House of Commons, May 29, 1944.)

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*The date on which an Act was assented to is used where no effective date is specified in the Act.

Blind Persons (cont.)

1947 - An Act to amend the Old Age Pensions Act, S.C.1947, c.67, s.5

- Effective May 1, 1947.
- Reduced the eligible age for Blind pensions from 40 to 21.
- Increased the maximum Blind pensions from $25 monthly ($300 annually) to $30 monthly ($360 annually).

Increased the total allowable income, including the pension, as follows:

Single blind person	$720
Single blind person with dependent child	$920
Married couple, one spouse sighted	$1,200
Married couple, both blind	$1,320

1949 - An Act to amend the Old Age Pensions Act, S.C.1949, c.19

- Effective May 1, 1949.
- Increased the maximum Blind pensions from $30 monthly ($360 annually) to $40 monthly ($480 annually).

1951 - The Blind Persons Act, S.C.1951, c.38

- Effective January 1, 1952.
- Cost of allowances to blind persons aged 21 to 69 shared with provinces on 75-25 basis.
- Residence requirement of 10 years immediately preceding date of proposed commencement of allowances. Persons not able to meet this requirement must have been present in Canada prior to the 10-year period for periods totalling twice the length of the gaps in the 10-year period.
- Allowance not payable to a recipient of an Old Age Security pension, Old Age Assistance, War Veterans Allowance, or a pension for blindness under the (War) Pensions Act.
- Person to be deemed to be "blind" only when his visual acuity, after correction through the use of proper refractive lenses, was not more than 6/60 Snellen or the field of vision in each eye was reduced to less than 10 degrees.

(The definition of blindness was amended in 1960 by Blind Persons Regulations, P.C. 1960-1716, dated December 16, 1960, SOR/60-565, to mean visual acuity in both eyes with proper refractive lenses 20/200 (6/60) or less with Snellen Chart or equivalent, or if the field of vision in both eyes is of a diameter of less than twenty degrees.

Blind Persons (cont.)

The definition was amended again in 1962 by Blind Persons Regulations, P.C. 1962-1038, dated July 25, 1962, SOR/62-273, to mean visual acuity in both eyes with proper refractive lenses of 20/200 (6/60) or less with Snellen Chart or equivalent, or the greatest diameter of the field of vision in both eyes of less than twenty degrees.)

- Set the maximum allowance at $40 monthly ($480 annually). (The same as for a blind person under the repealed Old Age Pensions Act.)
- Total allowable income, including allowance, not to exceed:

Single person	$840($70 monthly)
Single person with dependent child	$1,040($86.67 monthly)
Married couple (one spouse sighted)	$1,320($110 monthly)
Married couple (both spouses blind)	$1,440($120 monthly)

- Following provisions of the Old Age Pensions Act and Regulations were not carried over to the Blind Persons legislation:
  - (i) Residence requirement of 20 years (changed to 10 years);
  - (ii) Exclusion of Indians;
  - (iii) Requirement that recovery must be made from estate of deceased pensioners;
  - (iv) Regulation by which the pension was suspended when the pensioner was in a public mental institution as a public charge.

1955 - An Act to amend the Blind Persons Act, S.C.1955, c.26

- Assented to June 28, 1955.
- Reduced the eligible age for a blind allowance from 21 to 18.
- Total allowable income, including allowance, not to exceed:

Single person	$960($80 monthly)
Single person with dependent child	$1,160($96.67 monthly)
Married couple (one spouse sighted)	$1,560($130 monthly)
Married couple (both blind)	$1,680($140 monthly)

1957 - The Appropriation Act No.4, 1957, c.14, ss. 10 & 11

- Effective July 1, 1957.
- Increased maximum blind allowance from $40 monthly ($480 annually) to $46 monthly ($552 annually).
- Total allowable income, including allowance, not to exceed:

Single person	$1,080($90 monthly)
Single person with dependent child	$1,560($130 monthly)
Married couple (one spouse sighted)	$1,740($145 monthly)
Married couple (both blind)	$1,860($155 monthly)

Blind Persons (cont.)

1957 - An Act to amend the Blind Persons Act, S.C.1957-58, c.4

- Effective November 1, 1957.
- Increased maximum allowance from $46 monthly ($552 annually) to $55 monthly ($660 annually).
- Total allowable income, including allowance, not to exceed:

Single person	$1,200($100 monthly)
Single person with dependent child	$1,680($140 monthly)
Married couple (one spouse sighted)	$1,980($165 monthly)
Married couple (both spouses blind)	$2,100($175 monthly)

1962 - An Act to amend the Blind Persons Act, S.C.1962, c.2

- Effective February 1, 1962.
- Increased maximum allowance from $55 monthly ($660 annually) to $65 monthly ($780 annually).
- Total allowable income, including allowance not to exceed:

Single person	$1,380($115 monthly)
Single person with dependent child	$1,860($155 monthly)
Married couple (one spouse sighted)	$2,340($195 monthly)
Married couple (both spouses blind)	$2,460($205 monthly)

1963 - An Act to amend the Old Age Assistance Act, the Disabled Persons Act, and the Blind Persons Act, S.C.1963, c.26

- Effective December 1, 1963.
- Increased maximum blind allowance from $65 monthly ($780 annually) to $75 monthly ($900 annually).
- Total allowable income including allowance, not to exceed:

Single person	$1,500($125 monthly)
Single person with dependent child	$1,980($165 monthly)
Married couple (one spouse sighted)	$2,580($215 monthly)
Married couple (both spouses blind)	$2,700($225 monthly)

1965 - The Established Programs (Interim Arrangements) Act, S.C.1964-65, c.54, s.3 and Schedule I

- Assented to April 3, 1965.
- Provided for interim period (April 1, 1965 to March 31, 1970) during which a province might assume greater administrative and financial responsibility for special welfare programs (including Blind Persons Allowances) and during which more permanent arrangements might be devised.

Blind Persons (cont.)

- Authorized supplementary agreements under which provinces participating in federal-provincial standing programs (including Blind Persons Allowances) would assume full responsibility for administration and financing.
- Provided for financial adjustments through the Minister of Finance for programs under Schedule I in the form of a tax abatement of a specified percentage of federal individual income tax on the income of residents of the province, an associated equalization payment, and an operating cost adjustment, the latter to ensure that a province receive the equivalent of the amount which would otherwise have been paid under the former joint program.

1966 - The Canada Assistance Plan, S.C.1966-67, c.45, s.24

- Effective April 1, 1966.
- Amended Blind Persons Act to allow provinces to discontinue receipt of applications under Blind Persons Act, and to provide assistance under general programs with federal reimbursement under C.A.P.

1970 - Appropriation Act No. 1, 1970, S.C.1969-70, c.24 Schedule, Department of Finance, Vote 5b

- Effective April 1, 1970.
- Authorized continuing federal payments and agreements relating to blind persons to March 31, 1971 (12 months beyond period specified in Established Programs (Interim Arrangements) Act).

1971 - Appropriation Act No.1, 1971, S.C.1970-71, c.25, Schedule, Department of Finance, Vote 7c

- Effective April 1, 1971.
- Authorized continuation of federal payments and agreements relating to blind persons to March 31, 1972 (24 months beyond period specified in Established Programs (Interim Arrangements) Act).

1972 - Federal-Provincial Fiscal Arrangements Act, 1972, S.C.1972, c.8. s.34 and Schedule I

- Assented to March 29, 1972.
- Increased tax abatement associated with special welfare programs (Blind Persons, Disabled Persons, Unemployment Assistance and Canada Assistance Plan) from four to five individual tax points.
- Amended the Established Programs (Interim Arrangements) Act 1964-65 to extend the interim period to March 31, 1977.

Blind Persons (cont.)

1983 - An Act to repeal certain Statutes that have ceased to be in force or have become unnecessary, S.C. 1980-81-82-83, c. 159

- **Assented to June 29, 1983.**
- **Repealed the Blind Persons Act. S.C. 1951 c.38.**

SECTION 2

CANADA ASSISTANCE PLAN

CANADA ASSISTANCE PLAN

1966 - **The Canada Assistance Plan, S.C.1966-67, c.45**

- Effective April 1, 1966.
- Authorized agreements with the provinces for federal sharing of 50 percent of the cost to the province, and to municipalities in the province, of assistance and specified welfare services, granted in accordance with provincial legislation which met the federal criterion of need.
- Defined assistance as aid in any form to or in respect of persons in need for the purpose of providing for all or any of the following:
  1. basic requirements;
  2. prescribed items incidental to carrying on a trade or other employment, or other prescribed special needs;
  3. care in a home for special care;
  4. travel and transportation;
  5. funerals and burials;
  6. uninsured health care services;
  7. prescribed welfare services purchased by a provincially approved agency;
  8. comfort allowances for patients in hospitals or other approved institutions.
- Specified the following shareable welfare services:
  1. rehabilitation services;
  2. casework, counselling, assessment and referral services;
  3. adoption services;
  4. homemaker, daycare services;
  5. community development services;
  6. consulting, research and evaluation services with respect to welfare programs;
  7. administrative, secretarial, clerical services relating to provision of welfare services or assistance.
- Eligibility requirement: need.
- Authorized cost-sharing agreements with participating provinces for the extension of provincial welfare programs to Indians, but only with the consent of the band councils concerned.
- Authorized cost-sharing agreements with participating provinces for work activity projects to improve the employability of unemployables.
- Replaced the Unemployment Assistance Act except in respect of programs for which a means test was used and cost sharing was not applicable under the Canada Assistance Plan.

Canada Assistance Plan (cont.)

- Amended the Unemployment Assistance Act to authorize inclusion of mothers allowances for cost-sharing purposes.
- Extended federal cost sharing to include child welfare maintenance.
- Extended the Established Programs (Interim Arrangements) Act to the Canada Assistance Plan.
- Amended the Old Age Assistance Act, the Blind Persons Act and the Disabled Persons Act to allow provinces to discontinue receipt of applications and to provide assistance under their general programs with federal reimbursement under the Canada Assistance Plan.

1970 - Appropriation Act No. 1, 1970, S.C.1969-70, c.24, Schedule, Department of Finance, Vote 5b

- Effective April 1, 1970.
- Authorized continuation of federal payments and agreements relating to Canada Assistance Plan to March 31, 1971 (12 months beyond period specified in Established Programs (Interim Arrangements) Act).

1971 - Appropriation Act No. 1, 1971, S.C.1970-71, c.25, Schedule, Department of Finance, Vote 7c

- Effective April 1, 1971.
- Authorized continuation of federal payments in respect of assistance and welfare services under the Canada Assistance Plan to March 31, 1972 (24 months beyond the period specified in Established Programs (Interim Arrangements) Act).

1972 - Federal-Provincial Fiscal Arrangements Act, 1972, S.C.1972, c.8, s.34, and Schedule I

- Assented to March 29, 1972.
- Increased tax abatement associated with special welfare programs (Canada Assistance Plan, Blind Persons, Disabled Persons and Unemployment Assistance) from four to five individual tax points.
- Amended the Established Programs (Interim Arrangements) Act 1964-65 to extend the interim period to March 31, 1977.

Canada Assistance Plan (cont.)

1974 - Appropriation Act No.4, S.C.1974-75-76, c.21, Schedule, National Health and Welfare Vote 45B

- Effective April 1, 1974.
- Authorized payments
  - a) to Ontario and New Brunswick, in accordance with agreements, for contributions toward the cost of services to young offenders under the jurisdiction of correctional authorities;
  - b) to Ontario, Manitoba, and Alberta, in accordance with agreements, to replace Canada Assistance Plan revenues lost due to the operation of universal nursing home care and benefit programs.

1977 - Federal Provincial Fiscal Arrangements and Established Programs Financing Act, 1977, S.C.1976-77, c.10, Part VI

- Effective April 1, 1977.
- Authorized the payment of block grants to provinces to cover the costs of the extended health care services program, defined as:
  - a) nursing home intermediate care service;
  - b) adult residential care service;
  - c) converted mental hospitals;
  - d) home care service;
  - e) ambulatory health care service.

  (The effect is to reduce the sharing under C.A.P. in these services, except of a) and b) above for which C.A.P. sharing would continue for the costs of room and board, clothing and comforts allowances, and non-insured health costs, but, under agreements with provinces, only to the extent of an amount equivalent to the maximum rate of Old Age Security pension, Guaranteed Income Supplement.)
- Provided by agreement for sharing in the costs of comforts and clothing allowances for persons in need in hospitals to continue.
- Repealed the Established Programs (Interim Arrangements) Act.

SECTION 3

CANADA PENSION PLAN

CANADA PENSION PLAN

1964 - **The British North America Act, 1964, 12-13 Elizabeth II, c.73 (U.K.); (R.S.C.1970, Appendix II, page 453)**

- Effective July 31, 1964.
- Amended the British North America Act 1867 to authorize the Parliament of Canada under Section 94A to make laws in relation to supplementary benefits including survivors' and disability benefits irrespective of age, in addition to old age pensions previously authorized.
- Stipulated that no such law shall affect the operation of any law, present or future, of a provincial legislature in relation to any such matter.

1965 - **The Canada Pension Plan, S.C.1964-65, c.51**

- Effective January 1, 1966. Collection of contributions to begin January 1, 1966, retirement pensions to become payable in January, 1967, survivors' benefits in February, 1968, and disability benefits in February, 1970.
- Provided for a compulsory, contributory social insurance program under which retirement pensions, disability benefits, and survivors' benefits, would be payable, and which would cover most members of the labour force.
- Provided that the Plan would operate in all of Canada except in a province which had a comparable plan.
- Set retirement pensions at 25 percent of average adjusted earnings. For disabled contributors the pension to be the flat-rate component plus 75 percent of the retirement pension computed as if the contributor has reached age 65 at disability. Pensions for widows and disabled widowers under age 65 to be flat-rate component plus 37.5 percent of an imputed retirement pension, and benefits for widows and disabled widowers aged 65 or more to be 60 percent of the deceased contributor's retirement pension.
- Provided for flat-rate benefits for children of deceased contributors and children of disabled contributors.
- Provided for lump sum death benefit.
- Provided that all monthly benefits be escalated annually in accordance with changes in the Consumer Price Index, subject to a ceiling of 2 percent with no change being made for annual changes of less than one percent.
- Provided that earnings be adjusted by the ratio of the average of the Year's Maximum Pensionable Earnings (YMPE) in the three years ending with the year the benefit is paid to the YMPE in the year in which the earnings were received.

Canada Pension Plan (cont.)

- Plan to cover employees and self-employed persons between the ages of 18 and 70 with pensionable earnings; contribution of employers and employees to be 1.8 percent and of self-employed persons to be 3.6 percent of pensionable earnings.
- Specified YMPE ($5,000 for 1966 and 1967 with adjustments for 1968 to 1975 based on Pension Index and thereafter using the Earnings Index) and Year's Basic Exemption (YBE) (12 percent of YMPE).
- Reduced the retirement age to 65 years in 1970 one year at a time, starting at age 68 in 1967.
- Established C.P.P. Advisory Committee, not more than 16 persons representative of employees, employers, self-employed and public, appointed by the Governor in Council for not more than five years to review operation of the Act, state of the C.P.P. Investment Fund and adequacy of coverage and benefits. Committee to report to the Minister of National Health and Welfare results of reviews and annually on its activities.
- Act to be administered by Minister of National Health and Welfare except for Part I,"Contributions", to be administered by Minister of National Revenue.
- Amended the Old Age Security Act to provide for:

  lowering the minimum eligible age for OAS pensions to 65 years in 1970, one year at a time, starting in 1966;

  extension of previous residence requirements for OAS pension to 40 years after age 18;

  provision for increases in OAS pensions from 1968 in accordance with changes in the Pension Index as used for the Canada Pension Plan.

1966 - **The Statute Law (Superannuation) Amendment Act, 1966, S.C.1966-67, c.44, s.94**

- Assented to July 11, 1966.
- Provided for transfer from Consolidated Revenue Fund to Canada Pension Plan account of an amount equal to contributions required as Government of Canada's employer's contribution under the Canada Pension Plan Act.
- Provided for transfer from Consolidated Revenue Fund to provinces providing a comprehensive pension plan, with which agreement has been reached, of an amount equal to contributions required as Government of Canada's employer's contribution. (Quebec was the only such province.)

Canada Pension Plan (cont.)

1973 - An Act to amend the Canada Pension Plan, (No.2), S.C.1973-74, c.41

- Effective January 1, 1974.
- Increased YMPE from $5,600 for 1973 to $6,600 for 1974, and to $7,400 for 1975. (This had the effect of increasing the YBE from $600 to $700.)
- Escalated retirement and other benefits in accordance with the full annual increase in the Consumer Price Index (CPI) effective January 1, 1974, and provided that all benefits payable for 1967 to 1973 inclusive be recalculated and increased in accordance with the full annual increase in the CPI as though the Pension Index limitation of two percent which existed prior to 1974 had never been in effect.

1974 - An Act to amend the Canada Pension Plan, S.C.1974-75-76, c.4

- Effective January 1, 1975.
- Eliminated the retirement and employment earnings tests for individuals from age 65 to age 70 inclusive. In consequence, a contributor can, upon application, receive his retirement pension the month following his 65th birthday, but he is not eligible as a pensioner to make further contributions.
- Effective January 1, 1976, the Year's Maximum Pensionable Earnings (YMPE) to be increased annually by 12 1/2 percent until it is equal to the adjusted 12-month average of the wages and salaries of the Industrial Composite, as published by Statistics Canada. Thereafter a formula using a moving 36-month average of wages and salaries of the Industrial Composite will be used to ensure that the YMPE for following years will be kept in line with average wages and salaries of Industrial Composite.
- Reduced the Year's Basic Exemption (YBE) from 12 percent to 10 percent of the YMPE.
- Removed for self-employed persons the eligibility requirement of earnings of one and one-third the YBE.
- Allowed self-employed members of religious sects maintaining tenets opposing benefits from private or public insurance which provide similar payments and were in existence on January 1, 1966, to elect out of the Plan. Individual may revoke his election, but cannot thereafter make another election out. Effective from January 1, 1972.
- Provided that the same benefits will be available to both male and female contributors as well as to their surviving spouses and dependent children. This involved deletion of the requirement that children of deceased or disabled female contributors had been substantially maintained by the deceased or disabled female contributors.

Canada Pension Plan (cont.)

- Removed maintenance and disability tests before widower receives benefits following death of a female contributor.
- Extended benefits to surviving spouses where the marriage followed the contributor's retirement or disability, and to children born or adopted after his/her disability.
- Changed the definition of "dependent child" to include disabled children between the ages 18 and 25 who are in full time attendance at a school or university.
- If there is a bar to the marriage, reduced from seven to three the number of years that a person deemed to be a surviving spouse has lived with the contributor and been publicly represented as the spouse of the contributor; if there is no bar to the marriage, reduced from "a number of years" to one year the time that a person deemed to be a surviving spouse has lived with the contributor and been publicly represented as the spouse of the contributor.
- Provided that any provincial or municipal welfare assistance advanced to eligible pensioners prior to receipt of their first CPP cheque may be deducted from back-dated pension cheque, and repaid to provincial government, if consented to in writing by the recipient.
- Provided for regulations authorizing the Ministers of National Health and Welfare and of National Revenue to initiate action to cause a Social Insurance Number to be assigned and issued to any individual who has not earlier been assigned a Social Insurance Number.
- Authorized the Minister to write off overpayments where such repayments would cause undue hardship, are uncollectable, or would cost more than their amount to collect.
- Imposed a limit of 12 months on period in which dissatisfied applicant or beneficiary may appeal to the Minister.
- Provided that, when there is a contest between two persons about entitlement to a spouse's pension, and one of the parties appeals to the Pension Appeals Board, the other party will automatically be made part of that appeal and be bound by the decision.
- Eliminated the mandatory three-month waiting period for payment of a disability pension in cases where the disabled contributor has at any time in the preceding five years already been in receipt of a disability pension.
- Provided that appeals may be made on behalf of incapacitated persons.
- Provided for the payment of reasonable legal fees incurred by a respondent in an appeal by the Minister to the Pension Appeals Board.

Canada Pension Plan (cont.)

1977 - An Act to amend the Canada Pension Plan, S.C. 1976-77, c.36

- Effective January 1, 1978.
- Provided for the splitting of Canada Pension Plan pension credits, earned by both spouses during marriage, between them upon divorce or legal annulment of their marriage.
- Provided that the credit split be made upon application by either spouse within three years of marriage dissolution.
- Stipulated that the marriage must have been dissolved after January 1, 1978, and that the spouses must have cohabited for at least three consecutive years during the marriage.
- Provided for up to 12 months of retroactive payment of retirement benefits to contributors between the ages of 65 and 70 who made late applications. Retroactive payment would be made only for months after the contributor ceased contributing to the Canada Pension Plan, and would not apply to months prior to January 1, 1978.
- Provided for application for retroactive benefits on behalf of deceased persons who were otherwise eligible for a benefit but who died without applying.
- Eliminated reductions in Canada Pension Plan children's benefits which previously applied where more than four children of a deceased or disabled contributor were eligible for such benefits.
- Permitted, as a result of an international agreement, an increase or decrease in the amount of benefits payable with the stipulation that the sum of foreign benefits and Canada Pension Plan benefits be in no case less than the Canada Pension Plan benefit which would have been payable in the absence of the agreement.
- Permitted a per diem allowance to members of the Canada Pension Plan Advisory Committee for any days spent attending to matters related to Committee business.
- Provided for regulations to permit the withholding of benefits pending receipt of required documentation. Where documentation received confirms entitlement, benefit payments would be reinstated with full retroactivity.
- The following amendments required the approval of two-thirds of the ten provinces having two-thirds of the total population of the provinces before they could be proclaimed in force:

  1. the credit-splitting amendment;
  2. the amendment concerning international agreements;
  3. the amendment authorizing the elimination of reductions in children's benefits.

Canada Pension Plan (cont.)

(One further amendment did not receive the required approval and therefore could not be proclaimed in force. This provision would have enabled Canada Pension Plan contributors, for the purposes of the determination of eligibility for Canada Pension Plan benefits or the amount of benefit payable, to drop from their contributory period months of low or zero earnings spent at home caring for a child under the age of seven.)

1979 - An Act to amend the statute law relating to income tax and to amend the Canada Pension Plan, S.C. 1979, c.5, s.70

- Assented to December 6, 1979.
- Amended Part I of the Canada Pension Plan to authorize the Minister of Revenue to retain by deduction or set-off any amount payable by an employer under the Canada Pension Plan for contributions, interest, penalties or other amounts from any amount payable to that employer.

1981 - Miscellaneous Statute Law Amendment Act, S.C. 1980-81, c.47

- Assented to February 19, 1981.
- Amended the Canada Pension Plan to correct the method of calculating flat-rate benefits to ensure that a benefit already in pay would be the same as a benefit coming into pay. (s.4).
- Amended the Canada Pension Plan to increase from three to four years the time limit for an application for a refund of overpayment of contributions. (s.4).
- Amended the Canada Pension Plan to remove the requirement to identify by province the unadjusted pensionable earnings of contributors in the Record of Earnings. (s.4).

1981 - An Act to amend the statute law relating to income tax, S.C. 1980-81, c.48

- Effective January 1, 1981.
- Amended the Canada Pension Plan to provide that employment of a person by his spouse be considered pensionable employment for the purposes of the Plan, if the remuneration may be deducted under the Income Tax Act in computing the income of the spouse (employer). (s.121).

Canada Pension Plan (cont.)

1982 - An Act to amend certain Acts that provide for the retention of records, S.C. 1980-81-82-83, c.102

- Effective September 20, 1982.
- Set the compulsory retention period for Canada Pension Plan records at six years unless written permission for their earlier disposal is given by the Minister. (Previously records had to be retained until written permission for their disposal was obtained from the Minister.)

1983 - SI 83-133, dated August 10, 1983

- Effective retroactively to January 1, 1978.
- Proclaimed in force the child-rearing dropout provision of the Act to amend the Canada Pension Plan, S.C. 1976-77, c.36. This enables CPP contributors to drop from their contributory periods months of low or zero earnings spent at home caring for children under the age of seven since January 1, 1966, for the purpose of determining eligibility for CPP benefits or the amount of benefit payable

SECTION 4

DISABLED PERSONS

DISABLED PERSONS

(See also Vocational Rehabilitation of Disabled Persons)

1953 - Order in Council, P.C.1953-471, dated March 31, 1953

- Extended the National Health Grants Program to Medical Rehabilitation.

1954 - The Disabled Persons Act, S.C.1953-54, c.55

- Effective January 1, 1955.
- Authorized agreements with the provincial governments for sharing on a 50-50 basis the cost of allowances to permanently and totally disabled persons aged 18 to 69.
- Definition of total and permanent disability was by regulation as follows:

"(2) For the purposes of the Act and these regulations, a person shall be deemed to be totally and permanently disabled only when

(a) the person is suffering from a major physiological, anatomical or psychological impairment, verified by objective medical findings;

(b) the impairment is likely to continue without substantial improvement during the lifetime of the person and is one to which the concept of cure cannot be applied; and

(c) as a result of such impairment, the person is severely limited in activities pertaining to self-care and normal living, such as being

(i) bedridden or chairfast,
(ii) unable to leave home without being accompanied by another person,
(iii) normally in need of care and supervision for one or more of such self-care activities as dressing, body hygiene or eating,
(iv) unable to perform such routine activities as climbing a short stairway or walking a limited distance on a level surface, or
(v) certified by a qualified physician to be under medical instructions to forebear from activities of the kind mentioned in subparagraph (iv).

(3) Notwithstanding subsection (2), a person shall be deemed not to be totally and permanently disabled where, in respect of that person, a favourable rehabilitation prognosis is obtained, or approved therapeutic measures are recommended, by the provincial authority, and the requisite rehabilitation services or therapeutic measures are available."

Disabled Persons (cont.)

(The definition of total and permanent disablement was amended in 1957 by Disabled Persons Regulations, P.C. 1957-715, dated May 27, 1957, SOR/57-191 to a major physiological, anatomical or psychological impairment verified by objective medical findings which is likely to continue indefinitely without substantial improvement and, as a result thereof, severe limitation in activities pertaining to normal living.)

- Residence requirement of 10 years immediately preceding the date of the proposed commencement of allowances. Persons not able to meet this requirement must have been present in Canada prior to the 10-year period for periods totalling twice the lenth of the gaps in the 10-year period.
- Allowance not payable to a recipient of an Old Age Security pension, Old Age Assistance, a Blind Person's Allowance, or a Mother's Allowance.
- Maximum allowance: $40 monthly ($480 annually).
- Total allowable income, including allowance, not to exceed:

Single person	$720($60 monthly)
Married couple	$1,200($100 monthly)
Married couple (blind spouse)	$1,320($110 monthly)

- All agreements under the Act between the federal and the provincial and territorial governments were effective by October 1, 1956.

1957 - The Appropriation Act, No.4, 1957, S.C.1957, c.14, s.10,11

- Effective July 1, 1957.
- Increased maximum allowance from $40 monthly ($480 annually) to $46 monthly ($552 annually).
- Total allowable income, including allowance, not to exceed:

Single person	$840($70 monthly)
Married couple	$1,380($115 monthly)
Married couple (blind spouse)	$1,740($145 monthly)

1957 - An Act to amend the Disabled Persons Act, S.C.1957-58, c.5

- Effective November 1, 1957.
- Increased maximum allowance from $46 monthly ($552 annually) to $55 monthly ($660 annually).
- Total allowable income, including allowance, not to exceed:

Single person	$960($80 monthly)
Married couple	$1,620($135 monthly)
Married couple (blind spouse)	$1,980($165 monthly)

Disabled Persons (cont.)

1962 - An Act to amend the Disabled Persons Act, S.C.1962, c.3

Effective February 1, 1962.

- Increased maximum allowance from $55 monthly ($660 annually) to $65 monthly ($780 annually).
- Total allowable income, including allowance, not to exceed:

Single person	$1,140($95 monthly)
Married couple	$1,980($165 monthly)
Married couple (blind spouse)	$2,340($195 monthly)

1963 - An Act to amend the Old Age Assistance Act, the Disabled Persons Act and the Blind Persons Act, S.C.1963, c.26

- Effective December 1, 1963.
- Increased maximum disabled persons allowance from $65 monthly ($780 annually) to $75 monthly ($900 annually).
- Total allowable income, including allowance, not to exceed:

Single person	$1,260($105 monthly)
Married couple	$2,220($185 monthly)
Married couple (blind spouse)	$2,580($215 monthly)

1965 - Established Programs (Interim Arrangements) Act, S.C.1964-65, c.54, s.3 and Schedule I

- Assented to April 3, 1965.
- Provided for interim period (April 1, 1965 to March 31, 1970) during which a province might assume greater administrative and financial responsibility for certain federal-provincial programs (including Disabled Persons payments) and during which more permanent arrangements might be devised.
- Authorized supplementary agreements under which provinces participating in federal-provincial standing programs (including Disabled Persons payments) would assume full responsibility for administration and financing.
- Provided for financial adjustments through the Minister of Finance for programs under Schedule I in the form of a tax abatement of a specified percentage of federal individual income tax on the income of residents of the province, an associated equalization payment, and an operating cost adjustment, the latter to ensure that a province receive the equivalent of the amount which would otherwise have been paid under the former joint program.

Disabled Persons (cont.)

1966 - The Canada Assistance Plan, S.C. 1966-67, c.45, s.26

- Effective April 1, 1966.
- Amended Disabled Persons Act to allow provinces to discontinue receipt of applications under Disabled Persons Act and to provide assistance under general programs with federal reimbursement under C.A.P.

1970 - Appropriation Act No.1, 1970, S.C. 1969-70, c.24, Schedule, Department of Finance, Vote 5b

- Effective April 1, 1970.
- Authorized continuing federal payments and agreements relating to disabled persons to March 31, 1971 (12 months beyond period specified in Established Programs (Interim Arrangements) Act).

1971 - Appropriation Act No.1, 1971, S.C. 1970-71, c.25, Schedule, Department of Finance, Vote 7c

- Effective April 1, 1971.
- Authorized continuing federal payments and agreements relating to disabled persons to March 31, 1972 (24 months beyond period specified in Established Programs (Interim Arrangements) Act).

1972 - Federal-Provincial Fiscal Arrangements Act, 1972, S.C. 1972, c.8, s.34 and Schedule I

- Assented to March 29, 1972.
- Increased tax abatement associated with special welfare programs (Disabled Persons, Blind Persons, Unemployment Assistance and Canada Assistance Plan) from four to five individual tax points.
- Amended the Established Programs (Interim Arrangements) Act 1964-65 to extend the interim period to March 31, 1977.

1983 - An Act to repeal certain Statutes that have ceased to be in force or have become unnecessary, S.C. 1980-81-82-83, c.159

- Assented to June 29, 1983.
- Repealed the Disabled Persons Act, S.C. 1953-54, c.55.

SECTION 5

FAMILY ALLOWANCES

FAMILY ALLOWANCES

1944 - **The Family Allowances Act, 1944, S.C.1944, c.40**

- Effective July 1, 1945.
- Provided for allowances for parents on behalf of children maintained by them at the following rates:

Age 0 to 5	$5 a month
Age 6 to 9	$6 a month
Age 10 to 12	$7 a month
Age 13 to 15	$8 a month

but the allowance to the fifth child was to be reduced by one dollar a month, to the sixth and seventh children by two dollars a month, and to the eighth and subsequent children by three dollars a month.

- Stipulated that an eligible child must have been born in Canada and resident since birth, or a resident for at least three years immediately preceding registration, or one whose father or mother was domiciled in Canada at the child's birth and for three years before that and up to the date of registration, or one whose father or mother was a member of the armed forces at the date of birth or who was born within one year of the parent's separation from the forces.
- Provided for allowances to cease when a child of compulsory school age fails to attend school or receive equivalent training in accordance with provincial law, or on the marriage of a female child.
- Allowances not to be subject to taxation, but adjustment may be made under the Income Tax Act in deductions on account of dependent children to avoid duplication of benefits.

1945 - **An Act to amend the Income War Tax Act, S.C.1945, c.23, s.9**

- In effect for 1945 taxation year.
- Provided that a taxpayer entitled to an exemption for a child who is eligible for Family Allowance returns in respect of each such child a sum equal to a percentage of the Family Allowance. This was graduated so that a married family head with income over $1,200 returned a sum equal to 10 percent of the Family Allowance received and a married family head with income over $3,000 returned an amount equal to 100 percent of the Family Allowance. Single family heads with incomes over $660 returned 10 percent of the Allowance, and this increased until those with incomes over $1,600 returned an amount equal to 100 percent. (These are set out in the following tables).

Family Allowances (cont.)

Percentages for 1945 Taxation Year

Married Persons

Income Over	but not over	Percentages
$1,200	$1,400	10
1,400	1,600	20
1,600	1,800	30
1,800	2,000	40
2,000	2,200	50
2,200	2,400	60
2,400	2,600	70
2,600	2,800	80
2,800	3,000	90
3,000		100

Single Persons

Income Over	but not over	Percentages
$ 660	$ 800	10
800	900	20
900	1,000	30
1,000	1,100	40
1,100	1,200	50
1,200	1,300	60
1,300	1,400	70
1,400	1,500	80
1,500	1,600	90
1,600		100

1946 - In effect for 1946 taxation year.

- Provided that the graduated taxation with the effect of reducing or eliminating the Family Allowance would be determined by both the income of the taxpayer and the number of children in respect of whom he receives Family Allowances, as set out in the following tables.

Family Allowances (cont.)

Percentages for 1946 and Subsequent Taxation Years

Married Persons

Income		Percentages	
Over	but not over	1,2 or 3 Dependants	4 or more Dependants
$1,300	$1,400	5	
1,400	1,600	15	10
1,600	1,800	25	20
1,800	2,000	35	30
2,000	2,200	45	40
2,200	2,400	55	50
2,400	2,600	65	60
2,600	2,800	75	70
2,800	3,000	85	80
3,000	3,200	95	85
3,200	3,400	100	90
3,400	3,600	100	95
3,600		100	100

Single Persons

Income		Percentages	
Over	but not over	1 or 2 Dependants	3 or more Dependants
$ 700	$ 800	5	
800	900	15	10
900	1,000	25	20
1,000	1,100	35	30
1,100	1,200	45	40
1,200	1,300	55	50
1,300	1,400	65	60
1,400	1,500	75	70
1,500	1,600	85	80
1,600	1,700	95	85
1,700	1,800	100	90
1,800	1,900	100	95
1,900		100	100

- **Provided that members of the Canadian Armed Forces pay a tax similar to the above in respect of children for whom Family Allowances are received.**

Family Allowances (cont.)

1946 - An Act to amend the Family Allowances Act, 1944, S.C.1946, c.50

- Effective February 1, 1947.
- Provided that Family Allowances no longer be paid in respect of a child under 16 who ceases to be maintained by a parent.
- Authorized Family Allowances paid in respect of Indian and Eskimo children to be used for such purposes as may be authorized by regulation.

1947 - An Act to amend the Income War Tax Act, S.C.1947, c.63, ss.1,4

- In effect for 1947 taxation year.
- Abolished scaled return of amounts up to 100 percent of Family Allowance payments through reduced Income Tax exemptions.
- Instituted differential tax exemptions for children qualified and not qualified for Family Allowances. Exemptions were $100 for a child qualified for Family Allowance and $300 for child not so qualified. The effect of this was that the parent of a child eligible for the Allowance would gain financially by claiming the Allowance.

1949 - An Act to amend the Family Allowances Act, 1944, S.C.1949, c.17

- Effective April 1, 1949.
- Reduced the residence qualification for a child not born in Canada from three years to one year.
- Abolished the reductions in allowances for the fifth and succeeding children.

1949 - An Act to amend the Income Tax Act, S.C.1949, c.25, s.10

- In effect for the 1949 income tax year.
- Increased income tax exemptions for children to $150 for children qualified for Family Allowances and to $400 for children not so qualified.

1949 - The Statute Law Amendment (Newfoundland) Act, S.C.1949, c.6, s.41

- Effective April 1, 1949.
- Extended the provisions of the Family Allowances Act, 1944, to children of Newfoundland.

- Provided that birth, residence and domicile in Newfoundland be deemed birth, residence and domicile in Canada for purposes of the Family Allowances Act.
- Provided that the Armed Forces of Canada includes any of the Armed Forces of Newfoundland, for purposes of the Family Allowances Act.

1951 - An Act respecting the Canadian Forces, S.C.1951, c.7, s.18

- Assented to December 21, 1951.
- Provided that no reduction in Family Allowances be made by reason of a dependant's allowance payable in respect of a dependent child of a member of the Armed Forces of Canada.

1957 - 1957 Exchequer Court Reports, p.83

- Judgement in the case of Angers v. Minister of National Revenue dated March 4, 1957, sustained the validity of the Family Allowances Act, 1944, based upon Parliament's general power to legislate for the peace, order and good government of Canada, and to impose and exempt from taxation. (The British North America Act, s.91.)

1957 - The Appropriation Act No.4, 1957, S.C.1957, c.14, ss.10 and 11

- Effective September 1, 1957.
- Authorized funds under Further Supplementary Estimates for payment of increased Family Allowances, as follows:

Age of Child	Old Rate	New Rate
0 - 5	$5	$6
6 - 9	$6	$6 (no change)
10 - 12	$7	$8
13 - 15	$8	$8 (no change)

1957 - An Act to amend the Income Tax Act, S.C.1957-58, c.17, s.2

- In effect for 1958 income tax year.
- Increased income tax exemptions for children to $250 for children qualified for Family Allowances and to $500 for children not so qualified.

Family Allowances (cont.)

1962 - An Act to amend the Income Tax Act, S.C.1962-63, c.8, s.4

- In effect for 1962 income tax year.
- Increased income tax exemptions for children to $300 for children qualified for Family Allowances and to $550 for children not so qualified.

1969 - An Act to amend the Income Tax Act, S.C.1968-69, c.44, s.5

- In effect for 1969 and subsequent income tax years.
- Changed criteria for exemptions for income tax purposes of $300 and $550 respectively from children eligible for Family Allowances and children not so eligible to children under and over the age of 16.

1973 - An Act to amend the Family Allowances and the Youth Allowances Act, S.C.1973-74, c.34

- Effective October 1, 1973.
- Repealed sections of Family Allowances Act and Youth Allowances Act relating to amounts of allowances.
- Substituted monthly allowance of $12 for previous Family and Youth Allowances.

1973 - The Family Allowances Act, 1973, S.C.1973-74, c.44

- Effective January 1, 1974.
- Repealed and replaced Family Allowances Act (R.S.C.1970, c. F-1) and Youth Allowances Act (R.S.C.1970, c.Y-1) and discontinued the Family Assistance program.
- Authorized payment of Family Allowances from Consolidated Revenue Fund.
- Eligibility: children under 18 wholly or substantially maintained by a parent resident in Canada; at least one parent a Canadian citizen or landed immigrant or a non-immigrant admitted to Canada under prescribed circumstances.
- Set allowance at $20 per month, but permitted provinces to vary federal allowances according to ages of children or number of children in family or both, subject to the provision that the minimum monthly payment for a province not be less than 60 percent of the monthly federal rate.
- Provided that allowance be paid to mother or authorized person or agency.
- Exempted Family Allowances from any law relating to bankruptcy or insolvency.

Family Allowances (cont.)

- Provided for Special Allowances for children under age 18 living in foster homes or institutions in Canada and wholly maintained by a federal or provincial department or agency or by an agency appointed by a province.
- Set amount of Special Allowance at the same rate as federal monthly Family Allowance, not subject to provincial variation.
- Special Allowance not subject to tax and may not be attached.
- Provided that Family Allowances and Special Allowances be indexed using the Consumer Price Index, but not be reduced if the Consumer Price Index declines.
- Authorized the establishment of a tribunal to rescind, amend or uphold decisions under the Act appealed by any dissatisfied person, department, agency or institution.
- Amended the Income Tax Act to include Family Allowances for income tax purposes, the Allowance to be taxable as income of the parent claiming a tax exemption for the child. Family Allowances payable by a province are not subject to income tax provided the province does not permit income tax deduction for a child for whom the provincial family allowance is received.

1976 - Government Expenditures Restraint Act, S.C. 1976-77, c.3

- Effective January 1, 1976, suspended the annual escalation of Family Allowances for the year 1976 only with the effect that the monthly Family Allowance per child remained at the 1975 rate of $22.08 during the year 1976. Full escalation to be resumed in January 1977 (s.6).

1979 - An Act to amend the Income Tax Act to provide for a Child Tax Credit and to amend the Family Allowances Act, 1973, S.C. 1978-79, c.5

- Assented to December 12, 1978.
- Established the refundable Child Tax Credit program to provide $200 per year per child under 18 years of age where the family (recipient and spouse) income does not exceed $18,000, effective January 1, 1978.
- Provided for the reduction of the Child Tax Credit by 5 percent of any family income over $18,000.
- Provided for annual increases in the amounts of $200 rounded to the nearest $1, and $18,000 rounded to the nearest $10 in accordance with increases in the Consumer Price Index.

Family Allowances (cont.)

- Reduced the monthly Family Allowance rate for 1979 to $20 per child from 1978 rate of $25.68, but retained annual escalation for 1980 and succeeding years.
- Retained indexation of Special Allowances ($27.99 in 1979). Recipients of Special Allowances in respect of children are not entitled to the Child Tax Credit.

1981 - Miscellaneous Statute Law Amendment Act, S.C. 1980-81, c.47

- Assented to February 19, 1981.
- Amended the Family Allowances Act to provide authority for employees of the Department of National Health and Welfare to act as Commissioners for Oaths for the purposes of the Act. (s.15).

1981 - An Act to amend the statute law relating to income tax, S.C. 1980-81, c.48

- Effective January 1, 1981.
- Extended the definition of "eligible child" for the purposes of the child tax credit to children entitled to receive a Family Allowance in January of the following year rather than in December of the taxation year. (s.67).

1983 - An Act to amend the Family Allowances Act, 1973, S.C. 1980-81-82-83, c.139

- Assented to February 17, 1983.
- Limited increases in the indexation of the Family Allowance to 6% in 1983 and to 5% in 1984 (i.e. in 1983 the Allowance was $28.52 and in 1984 $29.95 monthly).

1983 - An Act to amend the statute law relating to income tax, S.C. 1980-81-82-83, c.140

- Assented to March 30, 1983.
- Maintained the Child Tax Credit at $343 for 1983.
- Maintained the family income threshold above which the Child Tax Credit begins to be reduced at $26,300 for 1983 and subsequent years.
- Maintained the Child Tax Exemption for children and other dependants under age 18 at $710 for the 1983 tax year.

SECTION 6

FAMILY ASSISTANCE

FAMILY ASSISTANCE

1956 - Appropriation Act No. 6, 1956, S.C.1956, c.32, Schedule B, and Letter from Treasury Board to Deputy Minister, Department of Citizenship and Immigration, dated April 5, 1956

- Effective April 1, 1956.
- Authorized the Minister of Citizenship and Immigration to pay to immigrants, and to Canadians resettling in Canada, Family Assistance at the rate of $5 per month for each child under the age of 16 not eligible for Family Allowance.
- Provided that payments be made every three months in arrears for up to 12 months.

1962 - Treasury Board Minute 592562 dated February 22, 1962

- Effective April 1, 1962.
- Increased Family Assistance payments in respect of the children of immigrants to $6 per month for children under ten years of age and $8 per month for children over ten and under 16 years of age (the same rate as Family Allowances).
- Changed Family Assistance payments to monthly from quarterly in arrears.

(Effective July 1, 1962, administrative responsibility for Family Assistance was transferred from the Minister of Citizenship and Immigration to the Minister of Health and Welfare on the authority of an exchange of letters between the Deputy Minister of Citizenship and Immigration and the Deputy Minister of Welfare dated March 6 and March 26, 1962.)

1965 - Treasury Board Minute 634915 dated January 28, 1965

- Effective April 1, 1965.
- Approved the transfer of financial responsibility for Family Assistance payments from the Minister of Citizenship and Immigration to the Minister of Health and Welfare.

1973 - The Family Allowances Act, 1973, S.C.1973-74, c.44, s.3

- Effective January 1, 1974.
- Discontinued the Family Assistance program but subsumed its provisions.

SECTION 7

GRANTS FOR WELFARE

GRANTS FOR WELFARE

1963 - Appropriation Act No.5, 1963, S.C.1963, c.42, Schedule A, National Health and Welfare Vote 63

- Assented to December 21, 1963.
- Authorized, on terms and conditions approved by the Governor in Council, National Welfare Grants to provinces and welfare agencies including schools of social work, and to individuals in the form of scholarships and fellowships.
- The National Welfare Grants consisted of:

  General Welfare and Professional Training Grant, to assist the provinces and welfare agencies to carry out demonstration and other projects related to the means of improving welfare administration, the development of consultative and coordinating services and projects for strengthening and extending welfare services;

  Welfare Research Grant, to assist the provinces and welfare agencies in carrying out surveys, studies and research projects related to welfare problems and welfare administration.

(See also Public Accounts, Volume II 1963, page 23.55.)

1963 - Treasury Board Minute 640780, Order in Council, P.C.1963-15/1, dated January 3, 1963

- Approved the Welfare Grants Rules, 1962, for general welfare, professional training and welfare research grants to be administered by the Department of National Health and Welfare.
- The Rules provided for:

  administration in cooperation with the provinces on a financial matching basis of grants for:

    general welfare
    bursaries
    training grants
    staff development;

  and direct administration by the Department, not on a financial matching basis, of grants for:

    teaching and field instruction
    fellowships and scholorships
    research grants.

Grants for Welfare (cont.)

1967 - Treasury Board Minute 669184, dated February 28, 1967

- Approved health grants and welfare grants for research and demonstration activities in the field of mental retardation, the welfare component to be administered by National Welfare Grants Directorate of the Department of National Health and Welfare.

1967 - Treasury Board Minute 665933, Order in Council, P.C.1967-31/535, dated March 22, 1967

- Approved the Welfare Grants Rules, 1967, which provided for the addition of grants for demonstration projects to test welfare innovations, and broadly-based project grants to national voluntary agencies, to the list of grants administered directly by the Department and not on a financial matching basis.

1968 - Treasury Board Minute 681699, dated July 4, 1968

- Approved the transfer of $50,000 from General Welfare and Professional Training Grants to the Welfare Research Grant. (This increased the proportion of the National Welfare Grants allocation for research activities in 1967-68 from ten percent to 15 percent.)

1969 - Policy Statement by Minister of National Health and Welfare dated April 10, 1969 (excerpts)

- That the Teaching and Field Instruction Grants to graduate schools of social work be phased out over a five-year period commencing in 1970-71.
- That financial assistance be provided to demonstration projects from the centrally located Demonstration Project Grant fund rather than from the funds allocated to provinces for certain purposes.

SECTION 8

HOSPITAL AND MEDICAL CARE INSURANCE

HOSPITAL AND MEDICAL CARE INSURANCE

1919 - The Department of Health Act, S.C.1919, c.24

- Assented to June 6, 1919.
- Established the Department of Health (Canada), bringing together health services from a number of federal departments.
- Established the Dominion Council of Health consisting of the Deputy Minister of Health (Chairman), the chief executive officer of each provincial department or board of health, and not more than five other persons appointed by the Governor in Council for a term of three years.
- The duties of the Council were to be as prescribed by the Governor in Council.

1935 - Employment and Social Insurance Act, S.C.1935, c.38, Part IV

- Charged the Employment and Social Insurance Commission, in cooperation with other departments, the Dominion Council of Health, and with provinces, municipalities, associations and corporations, with the following duties and powers:
  1. The collection of information and data on plans for providing by means of insurance or otherwise for:

     medical, dental and surgical care, including medicines, drugs, appliances or hospitalization, or

     compensation for loss of earnings arising out of ill-health, accident or diseases;
  2. the analysis and provision of such information to provinces, municipalities, corporations or groups for the purpose of providing such benefits;
  3. the examination of and reporting on any such plan, and the furnishing of technical and professional guidance in regard to the establishing, working or reorganization of the plan.
- Authorized the Commission to submit to the Governor in Council proposals for cooperation by the Dominion in providing any of the benefits, and to undertake special investigations of these.

1937 - Judicial Committee of the Privy Council (U.K.), (1937), A.C.355

- Pronounced *ultra vires* the Employment and Social Insurance Act, S.C.1935, c.38.

Hospital and Medical Care Insurance (cont.)

1948 - Appropriation Act No.4, 1948, S.C.1948, c.78, Schedule B, Vote 797

- Assented to June 30, 1948.
- Granted to the Department of National Health and Welfare an initial appropriation of $29,895,300 for the National Health Grants Program to assist the provinces in extending and improving their health services in anticipation of the future development of health insurance programs.
- Authorized funds for the following Health Grants:

Health Survey
Hospital Construction
General Public Health
Tuberculosis Control
Mental Health
Venereal Disease Control
Crippled Children
Professional Training
Public Health Research
Cancer Control.

1953 - Order in Council, P.C.1953-471, dated March 31, 1953

- Extended the National Health Grants Program to:

Laboratory and Radiological Services
Medical Rehabilitation
Child and Maternal Health.

1957 - The Hospital Insurance and Diagnostic Services Act, S.C. 1956-57, c.28

- Effective May 1, 1957. (No contributions were made until the 1958 Amendment Act came into force.)
- Authorized agreements with the provinces to provide for the payment by Canada of contributions for programs administered by the provinces providing hospital insurance and laboratory and other services in aid of diagnoses.
- Provided for contributions to be paid out of the Consolidated Revenue Fund.

All agreements under the Act between the federal and the provincial and territorial governments were effective by January 1, 1961.

Hospital and Medical Care Insurance (cont.)

- Provided for commencement of contributions when at least six provinces, containing at least half the population of Canada, had entered into such agreements and qualified for receipt of such contributions.
- Provided that the Act be administered by the Minister of National Health and Welfare.

1958 - An Act to amend the Hospital Insurance and Diagnostic Services Act, S.C.1958, c.6

- Effective July 1, 1958.
- Withdrew the provision that no federal contributions might be paid under the Act until at least six provinces containing at least half the population of Canada had entered into agreements and had provincial laws in force.
- Authorized payment of contributions from July 1, 1958.

1965 - Established Programs (Interim Arrangements) Act, S.C.1964-65, c.54, s.3 and Schedule I

- Effective January 1, 1965.
- Provided for an interim period (January 1, 1965, to December 31, 1970) during which a province might assume greater administrative and financial responsibility for the hospital insurance program, and during which more permanent arrangements might be devised.
- Provided for financial adjustments through the Minister of Finance for specified federal-provincial standing programs including hospital insurance and health grants of a tax abatement of a specified percentage of federal individual income tax on the income of residents of the province, an associated equalization payment, and an operating cost adjustment, the latter to ensure that a province receive the equivalent of the amount which would otherwise have been paid under the former joint program.

1966 - The Health Resources Fund Act, S.C.1966-67, c.42

- Effective from January 1, 1966, to December 31, 1980.
- Established in the Consolidated Revenue Fund a special account, the Health Resources Fund, to contain $500 million for the fifteen-year period 1966 to 1980, out of which the federal government was authorized to pay to the provinces up to 50 percent of the costs of construction, acquisition and renovation of facilities and acquisition of basic equipment for the training of persons in the health professions or in occupations associated with the health professions and for research in the health fields.

Hospital and Medical Care Insurance (cont.)

- Provided that the fund be administered by the Minister of National Health and Welfare.

1966 - The Medical Care Act, S.C.1966-67, c.64

- Effective July 1, 1968.
- Authorized the federal government to make contributions amounting to half the per capita cost of insured medical care services furnished by participating provinces multiplied by the average number for the year of insured persons covered in each province.
- Specified the criteria to be met by provincial medical care insurance plans. Among these were:

  the benefits all to be medically necessary services provided by medical practitioners;

  the coverage to reach and to be maintained at 95 percent or more of each province's insurable residents;

  provincial plan cost-shared benefits to be portable from province to province;

  provincial plans to be non-profit and administered by a provincial public authority accountable to the provincial legislature;

  services to be available on equal terms and conditions to all insurable residents by ensuring that payments were made in such a manner as not to financially impede or preclude access to those deemed medically necessary.
- Provided that the Act be administered by the Minister of National Health and Welfare.

1970 - Appropriation Act, No.1, 1970, S.C.1969-70, c.24, Schedule, Department of Finance Vote 5b

- Effective January 1, 1971.
- Authorized continuing federal payments and agreements relating to the hospital insurance program to December 31, 1971 (12 months beyond the period specified in the Established Programs (Interim Arrangements) Act.)

1971 - Appropriation Act, No.1, 1971, S.C.1970-71-72, c.25, Schedule, Department of Finance Vote 7b

- Effective January 1, 1972.
- Authorized continuing federal payments and agreements relating to the hospital insurance program to December 31, 1972 (24 months beyond the period specified in the Established Programs (Interim Arrangements) Act.)

Hospital and Medical Care Insurance (cont.)

1972 - Federal-Provincial Fiscal Arrangements Act, 1972, S.C.1972, c.8, s.34 and Schedule I

- Assented to March 29, 1972.
- Increased the tax abatement associated with the hospital insurance program from 14 to 16 tax abatement units.
- Amended the Established Programs (Interim Arrangements) Act to authorize an extension of the contracting-out period for hospital insurance to December 31, 1977.

1976 - An Act to Amend the Medical Care Act, S.C.1974-75-76, c.107

- Effective July 16, 1976.
- Placed limits on the rate of increase of federal per capita contributions towards the costs of insured services: 13 percent for the fiscal year 1976-77, 10 1/2 percent for 1977-78, and percentages to be determined in a manner prescribed by the Governor in Council for subsequent years.
- Provided for additional professional services to become insured for cost-sharing purposes, and to be exempt from the above limits for a period of three years.
- Provided opportunities for orders in council related to "limits" to be debated in Parliament.

1977 - Federal-Provincial Fiscal Arrangements and Established Programs Financing Act, 1977, S.C. 1976-77, c.10, Part VI

- Effective April 1, 1977.
- Replaced the cost-sharing arrangement previously contained in the Hospital Insurance and Diagnostic Services Act and the Medical Care Act with a block-fund financial arrangement comprising a per capita cash transfer and federal reduction in the personal and corporate income tax fields.
- Provided for the per capita cash transfer for the Hospital Insurance and Medical Care programs to be conditional upon the program conditions and criteria contained in the Hospital Insurance and Diagnostic Services Act and the Medical Care Act.
- Provided for the per capita cash transfer to become an equal per capita amount in each province over a five-year period.
- Provided for the per capita cash transfer to be escalated on the basis of a three-year average of per capita gross national product.

Hospital and Medical Care Insurance (cont.)

- Provided for an additional equal per capita cash transfer to the provinces for the Extended Health Care Services Program, consisting of the following services:
  - a) nursing home intermediate care;
  - b) adult residential care;
  - c) converted mental hospitals;
  - d) home care;
  - e) ambulatory health care.
- Repealed the Established Programs (Interim Arrangements) Act.

1978 - An Act to amend the Health Resources Fund Act, S.C. 1978-79, c.12

- Effective November 4, 1978.
- Provided that no further payments be made in respect of health training facilities except those authorized by the Minister before November 4, 1978.

1982 - An Act to amend the Federal-Provincial Fiscal Arrangements and Established Programs Financing Act, 1977, and to provide for payments to certain provinces, S.C. 1980-81-82-83, c. 94

- Effective April 1, 1982.
- Modified the computation of Established Programs Financing cash transfers to the provinces to make the per capita value of the total federal contribution equal in all provinces.
- Terminated compensation in respect of the 1972-1977 revenue guarantee.

1984 - The Canada Health Act, S.C. 1983-84. c.6

- Effective April 1, 1984.
- Repealed and replaced the Hospital Insurance and Diagnostic Services Act and the Medical Care Act.
- Consolidated the program criteria and conditions of payment of federal cash contributions to the provinces for insured health services and payments to the provinces for extended health care services.
- Insured health services comprise necessary hospital services, physician services and dental surgery performed in a hospital.
- Extended health care services comprise nursing home intermediate care, adult residential care, home care, and ambulatory health care.

Hospital and Medical Care Insurance (cont.)

- Criteria that a provincial health program must meet to be eligible for the full cash portion of the contribution are: public administration, comprehensiveness, universality, portability and accessibility. Provinces must also provide information to the Department on the operation of the program, and appropriate visibility to federal contributions.
- Provided for a non-discretionary reduction of the federal contribution by the amount permitted by a province to be charged in user fees and extra billing.

SECTION 9

HOUSING

HOUSING

1935 - The Dominion Housing Act, S.C.1935, c.58

- Assented to July 5, 1935.
- Authorized federal assistance in the construction of houses for persons of moderate income by making loans available through lending institutions.

1938 - The National Housing Act, 1938, S.C.1938, c.49

- Assented to July 1, 1938.
- Repealed and replaced the Dominion Housing Act, 1935.
- Incorporated and extended the provisions of the 1935 Act to assist in the improvement of housing conditions and to stimulate the construction and building material industries.
- Authorized direct loans by the federal government to local housing authorities to assist in the construction of low-rental housing to be leased to families of low income.
- Provided that the Act be administered by the Minister of Finance.

1944 - The National Housing Act, 1944, S.C.1944-45, c.46

- Effective as indicated.
- Replaced the National Housing Act, 1938.
- Provided for joint loans through lending institutions

  to persons wishing to build their own homes, effective August 21, 1944;

  to persons wishing to improve or extend their own homes, effective April 1, 1946;

  to trustees or corporations for the purpose of constructing and managing cooperative housing projects, effective August 21, 1944;

  for the construction of low-rental housing projects, effective January 18, 1945;

  for rural housing, effective January 18, 1945.
- Provided for grants to municipalities to aid slum clearance projects, effective January 18, 1945.
- Provided for ministerial investigations into housing conditions, effective January 18, 1945.

Housing (cont.)

1945 - The Central Mortage and Housing Corporation Act, S.C.1945, c.15

- Assented to December 18, 1945.
- Established the Central Mortgage and Housing Corporation consisting of the Minister of Finance and a Board of Directors.
- Transferred to the Corporation the authority formerly vested in the Minister of Finance under the National Housing Act, effective January 1, 1946.

1949 - An Act to amend the National Housing Act, 1944, S.C.1949 (2nd Session), c.30

- Assented to December 10, 1949.
- Authorized the Central Mortgage and Housing Corporation to undertake jointly with the provinces projects for the acquisition and development of land for housing purposes and for the construction of houses for sale or for rent, the capital costs of such projects to be shared 75 percent by the Corporation and 25 percent by the province.

1954 - The National Housing Act, 1954, S.C.1953-54, c.23

- Assented to March 18, 1954.
- Repealed and replaced the National Housing Act, 1944.
- Substantially changed the financing of residential construction: widened the group of authorized lending institutions and replaced the system of joint loans by a system of insured mortgage loans.
- Provided that the Act be administered by the Central Mortgage and Housing Corporation, reporting to the Minister of Public Works.

1956 - An Act to amend the National Housing Act, 1954, S.C.1956, c.9

- Assented to June 7, 1956.
- Authorized the Central Mortgage and Housing Corporation to make loans to Indians for the purpose of assisting in the construction of housing projects on Indian reserves.

1964 - An Act to amend the National Housing Act, 1954, S.C.1964-65, c.15

- Assented to June 18, 1964.
- Provided further assistance to provinces and municipalities carrying out urban renewal programs.

Housing (cont.)

- Authorized loans to assist a province, municipality or public housing authority to acquire land for public housing projects and for the construction or acquisition of public housing projects.
- Authorized loans to non-profit corporations for the construction of housing accommodation of the hostel or dormitory type and for the purchase and conversion of existing buildings to this type of accommodation to be leased to low income individuals or families.
- Authorized the inclusion of hostel or dormitory type accommodation in federal-provincial housing projects.
- Provided for federal contributions to assist in meeting losses incurred in the operation of public housing projects.

1965 - An Act to amend the National Housing Act, 1954, S.C.1965, c.3

- Assented to June 2, 1965.
- Increased funds

  for urban renewal projects from $100 million to $300 million;

  for public housing projects from $50 million to $150 million;

  for direct loans to borrowers to assist in the construction of houses and housing projects.
- Authorized the inclusion of hostel and dormitory accommodation in developments, irrespective of sponsorship.
- Extended eligibility for assistance to "any person".
- Authorized federal contributions of 50 percent of the cost to provinces and municipalities for the acquisition and rehabilitation of housing in urban renewal areas.

1966 - An Act to amend the National Housing Act, 1954, S.C.1966-67, c.53

- Assented to November 22, 1966.
- Provided for insuring and making of loans up to 95 percent of the lending value to persons intending to purchase existing housing.
- Broadened university housing loan provisions to include vocational and training schools, training hospitals, provinces, municipalities and agencies thereof, and increased the amount of loans for such projects from $200 million to $350 million.

Housing (cont.)

- Extended forgiveness period for sewage treatment project loans to March 31, 1970.

1969 - An Act to amend the National Housing Act, 1954, S.C.1968-69, c.45

- Assented to June 27, 1969.
- Provided for increased loans for low-rental housing projects from 90 to 95 percent of the lending value of the project to bear interest at a rate prescribed by the Governor in Council.

1971 - Order in Council, P.C.1971-1993, dated September 21, 1971, SOR/71-492

- Designated the Minister of State for Urban Affairs to act as Minister for the purposes of the National Housing Act and the Central Mortgage and Housing Corporation Act.

1973 - An Act to amend the National Housing Act, S.C.1973-74, c.18

- Assented to June 28, 1973.
- Authorized loans for the total lending value of a housing project to a non-profit corporation which is:

  constituted exclusively for charitable purposes; or

  a cooperative association constructing, acquiring or improving a housing project with the intention of providing housing to persons the majority of whom are members of the association who will occupy the housing otherwise than as owners; or

  a housing corporation all of the shares of which are owned by a municipality.
- Authorized the Central Mortgage and Housing Corporation to make a contribution to a non-profit organization in any of the above categories for a purpose for which a loan may be made, up to ten percent of the capital cost of the project.
- Authorized the Central Mortgage and Housing Corporation to make contributions and loans to or for the benefit of municipalities to improve the amenities of neighbourhoods inhabited mainly by low and moderate income families, and the housing and living conditions of the residents.
- Provided that criteria under which contributions or loans under the Neighbourhood Improvement Program are made be set by agreements between the Central Mortgage and Housing Corporation and the provinces.
- Provided for loans to owners of family housing units or of housing accommodation of the hostel or dormitory type to

assist in the repair, rehabilitation and improvement of the unit under specified circumstances.

- Provided for loans to assist in the construction or acquisition of a condominium unit by an individual where unit costs do not exceed an amount prescribed by regulation and where each unit will be occupied by not less than a specified number of persons (i.e., to help lower-income families with one or more dependent children to become owners of new or existing housing).
- Authorized the Central Mortgage and Housing Corporation to make loans or contributions to assist in the construction, acquisition or improvement of housing projects by a cooperative association providing housing for members of low income.
- Authorized the Central Mortgage and Housing Corporation to undertake jointly with the provinces a project for the acquisition of lands for a new community, the planning of the new community, and the designing and installation of utilities and other services.
- Authorized contributions for initiation of housing projects for individuals or families of low income.
- Authorized the Central Mortgage and Housing Corporation to carry out developmental projects and to assist others to do so, with the objective of improving housing quality, reducing costs, and solving social, economic, physical and technological problems.

1975 - An Act to amend the National Housing Act, S.C.1974-75-76, c.38

- Assented to March 26, 1975.
- Authorized the Central Mortgage and Housing Corporation to make payments to owners of rental housing projects where the rentals to be charged have regard to the probable family income of the lessees.
- Authorized the Central Mortgage and Housing Corporation to acquire land, install services, effect improvements and develop land for the purpose of leasing it at low rentals to non-profit corporations.

1975 - An Act to amend the National Housing Act, S.C.1974-75-76, c.82

- Assented to December 20, 1975.
- Authorized the Central Mortgage and Housing Corporation to pay a contribution of $1,000 to a municipality for each family housing unit of a limited value constructed within the municipality, for the purpose of encouraging the development of medium-density housing.

Housing (cont.)

1979 - An Act to amend the National Housing Act and the Central Mortgage and Housing Corporation Act and to make other related amendments, S.C. 1978-79, c.16

- Effective March 30, 1979.
- Extended provision for mortgage insurance (S.C. 1953-54, c.23) to lenders for the purchase or improvement of existing rental properties, to non-profit housing corporations, and to Indians living on reserves.
- Authorized increase in the total amount of all loans for which insurance may be issued from $25 to $40 billion.
- Authorized the entry into agreements for the payment of contributions to provinces or municipalities for the provision of community services.
- Authorized, for the purposes of section 56.1 of the National Housing Act, contributions to be based on the cost of projects rather than on the cost of borrowings under the Act, and in conjunction therewith broadened the scope of projects to which section 56.1 applies.
- Changed the name of Central Mortgage and Housing Corporation to Canada Mortgage and Housing Corporation, effective July 1, 1979.

1982 - An Act to amend the National Housing Act and the Canada Mortgage and Housing Corporation Act, S.C. 1980-81-82-83, c.93, Part IV.3

- Assented to April 7, 1982.
- Introduced the Interest Deferment Plan, known as the Canada Mortgage Renewal Plan (CMRP), to assist mortgagors who were obliged to renew mortgages at high interest rates, by authorizing interest deferral guarantees for borrowers with some equity in their homes, and grants up to $3,000 for those with less than 5% equity.

1982 - An Act to amend the Housing Act (No.2), S.C. 1980-81-82-83, c.130

- Assented to December 16, 1982.
- Changed the Interest Deferment Plan from an interest deferment guarantee plan (which included a grant in certain circumstances) to a grant program only.

SECTION 10

INDIANS AND ESKIMOS

INDIANS AND ESKIMOS

1876 - The Indian Act, 1876, S.C.1876, c.18

- Assented to April 12, 1876.
- Provided that the Minister of the Interior be the Superintendent-General of Indian Affairs and be governed by the provisions of this Act.
- Authorized the Governor in Council to direct in what manner moneys arising from the sale of Indian lands, property or timber be invested and how payments or assistance to Indians be made.
- Authorized the chief or chiefs of any band council to frame rules and regulations for the care of public health subject to confirmation by the Governor in Council.

1880 - The Indian Act, 1880, S.C.1880, c.28

- Assented to May 7, 1880.
- Established the Department of Indian Affairs to be presided over by the Superintendent-General of Indian Affairs.
- Transferred to the Department of Indian Affairs so much of the business of the Department of the Interior as related to Indian affairs.
- Authorized the Superintendent-General to appoint a fit and proper person to take charge of orphans and their property.
- Authorized the Superintendent-General to furnish sufficient aid from the funds of the band for the relief of sick, disabled, aged or destitute Indians where such persons were not provided for by the band of Indians of which they were members.
- Provided that the powers of the band councils include the care of public health.

1912 - Quebec Boundaries Extension Act, S.C.1912, c.45, s.2

- Effective May 15, 1912.
- Extended the boundaries of the province of Quebec northwards, thereby delegating certain obligations to that province in respect of Indian rights subject to the approval of the federal government.
- Restated the federal government's constitutional responsibilities for Indian affairs and for the management of any land reserved for their use, as continuing to apply to the territory being added to the province.

Indians and Eskimos (cont.)

1914 - An Act to amend the Indian Act, S.C.1914, c.35

- Assented to June 12, 1914.
- Authorized the Superintendent-General to make regulations for the prevention or mitigation of disease, the supplying of such medical aid, medicine and other articles and accommodation as he might deem necessary for preventing or mitigating an outbreak of any communicable disease, and any other matter which in his opinion the health of Indians might require.

1919 - An Act to amend the Indian Act, S.C.1919, c.56

- Assented to July 7, 1919.
- Extended the application of parts of the Soldier Settlement Act to Indian veterans.
- Granted the powers of the Soldier Settlement Board to the Deputy Superintendent General of Indian Affairs for the purpose of administering the Act with respect to Indian settlers.
- Authorized the Deputy Superintendent General of Indian Affairs to acquire land within or without an Indian Reserve and to issue free to any Indian who had been engaged on active service in a military force during the 1914-1918 war a soldier grant of not more than 160 acres.
- Authorized the Deputy Superintendent General to make advances not exceeding $1,000 to Indian veterans for permanent improvements to the land.
- Authorized the Deputy Superintendent General to make advances not exceeding $3,500 to Indian veterans for the discharge of encumbrances on agricultural land.

1919 - Appropriation Act No.4, 1919, S.C.1919, c.76, Schedule A, Votes 245-252

- Assented to July 7, 1919.
- Granted funds for Indians for relief, supplies for the destitute, hospitals, medical attendance and medicines.

1924 - An Act to amend the Indian Act, S.C.1924, c.47

- Assented to July 19, 1924.
- Charged the Superintendent-General of Indian Affairs with responsibility for Eskimo affairs.

Indians and Eskimos (cont.)

1928 - Appropriation Act No.3, 1928, S.C.1928, c.54, Schedule A, Vote 277

- Assented to June 11, 1928.
- Granted to the Department of the Interior funds for the administration of Eskimo affairs in the Northwest Territories, including funds for relief, care, maintenance and medical supplies.

1929 - Appropriation Act No.4, 1929, S.C.1929, c.64, Schedule A, Vote 228

- Assented to June 14, 1929.
- Granted to the Department of the Interior funds for the administration of Eskimo affairs in the Northwest Territories including funds for relief for the destitute and for hospitals and medical services.

1936 - The Department of Mines and Resources Act, S.C.1936, c.33

- Effective December 1, 1936.
- Established the Department of Mines and Resources.
- Provided that the duties, powers and functions of the Minister of Mines and Resources include those previously vested in the Superintendent-General of Indian Affairs, and the control and management of the Northwest and Yukon Territories.

1938 - An Act to amend the Indian Act, S.C.1938, c.31

- Assented to June 24, 1938.
- Authorized the Minister of Finance to advance to the Superintendent-General of Indian Affairs out of the Consolidated Revenue Fund loans to Indians for the purchase of materials and equipment for farming, fishing and handicrafts, and for the carrying out of cooperative projects.
- Stipulated that the amount of outstanding advances shall not exceed $350,000.

1939 - (1939) Supreme Court Report, page 104

- Judgement dated April 5, 1939.
- Ruled that Inuit were "Indians" within the meaning of the British North America Act, s.91(24), thus giving Canada exclusive authority to legislate in respect of Inuit, in a manner similar to that of Indians.

Indians and Eskimos (cont.)

1940 - The Unemployment Insurance Act, S.C.1940, c.44

- Assented to August 7, 1940.

- Provided for a compulsory, contributory unemployment insurance program at the national level, and for the establishment of a national employment service to function in conjunction with the unemployment insurance operations. (Indian and Eskimo contributors were entitled to benefits as residents of Canada.)

(See Unemployment Insurance, page 16.1)

1942 - Appropriation Act No.5, 1942, S.C.1942-43, c.36, Schedule A, Vote 165

- Assented to August 1, 1942.

- Granted to the Department of Mines and Resources funds for Indian welfare, including funds for the care of indigents, clothing and fuel, hunting and fishing supplies, and seed and fertilizer. (See also Public Accounts 1942-43, page J-43.)

1945 - Order in Council, P.C.5093, dated August 3, 1945

- Authorized Family Allowance payments by the Department of National Health and Welfare to the Department of Mines and Resources Indian Affairs Branch for certain eligible Indian children, and to the Lands, Parks and Forests Branch for eligible Eskimo children. (Family Allowance Regulations.)

(Disbursements represented payments to traders who had furnished under the direction of the appropriate branch supplies to the value of such allowances to the Indian and Eskimo families concerned. See Public Accounts, 1945-46, Part II, page M-56.)

1945 - Order in Council, P.C.6495, dated October 12, 1945

- Effective November 1, 1945.

- Transferred to the Minister of National Health and Welfare from the Minister of Mines and Resources control and supervision of the administration of medical care and hospitalization of Indians and Eskimos.

1945 - Appropriation Act No.6, 1945, S.C.1945, c.39, Schedule A, Votes 167, 168

- Assented to December 18, 1945.

- Granted to the Department of Mines and Resources funds for Indian hospitals and the general care of Indians, and for grants to hospitals.

1945 - An Act to amend the Veterans' Land Act, S.C.1945, c.34, s.7

- Assented to December 18, 1945.
- Provided for grants to Indian veterans settling on Indian Reserve lands not exceeding $2,320, to be paid to the Minister of Mines and Resources, who was to have the control and management thereof on behalf of Indian veterans.
- Stipulated that grants be for one or more of the following purposes:

  building materials and construction costs;

  clearing and preparing land for cultivation;

  purchase of farm livestock and machinery;

  purchase of equipment and machinery for forestry;

  purchase of commercial fishing equipment;

  purchase of trapping or fur farming equipment;

  purchase of essential household equipment;

  acquisition of occupational rights to lands within Indian reserves.
- Stipulated that the grants not be in addition to another sale or advance.

1946 - Appropriation Act No.6, S.C.1946, c.76, Schedule A

- Assented to August 31, 1946.
- Granted to the Department of National Health and Welfare funds for medical services for Indians and Eskimos and for grants to hospitals which care for Indians and Eskimos (Votes 225,226).
- Granted to the Department of Mines and Resources funds for the welfare of Indians including funds for the construction of new homes (Vote 181). (See Public Accounts 1946-1947, page M-38.)

1948 - Appropriation Act No. 4, 1948, S.C.1948, c.78, Schedule A, Vote 216

- Assented to June 30, 1948.
- Granted to the Department of Mines and Resources funds for Indian welfare, including:

  food, clothing and fuel for sick, blind and indigent Indians;

  construction of new houses for Indians;

  care of the orphaned and helpless;

Indians and Eskimos (cont.)

general aid to encourage Indians to become self-supporting;

special assistance to the aged - a monthly cash allowance of $8 to Indians aged 70 or over.

(See Public Accounts 1949-50, page CC-12,13.)

1949 - The Department of Citizenship and Immigration Act, S.C.1949 (2nd Session), c.16

- Effective January 18, 1950.
- Established the Department of Citizenship and Immigration.
- Provided that the duties, powers and functions of the Minister of Citizenship and Immigration include all matters relating to Indian affairs.

1949 - The Department of Resources and Development Act, S.C.1949 (2nd Session), c.18

- Effective January 18, 1950.
- Established the Department of Resources and Development.
- Provided for the Minister of Resources and Development to have control and management of the affairs of the Northwest and Yukon Territories, including Eskimo affairs.

1950 - Appropriation Act No.4, 1950, S.C.1950, c.55, Schedule A

- Assented to June 30, 1950.
- Granted to the Department of Citizenship and Immigration funds for Indian welfare including provision for increased allowances for Indians aged 70 or over, effective July 1, 1950, from $8 to $25 monthly, subject to a means test, and in lieu of other forms of assistance (Vote 57). (See Public Accounts, 1950-51, page CC-11.)
- Granted to the Department of Resources and Development funds for Eskimo affairs, including maintenance of indigent Eskimos, maintenance of indigent and orphan Eskimo children, relief for destitute Eskimos and allowances to aged Eskimos (Vote 378). (See Public Accounts 1950-51, page W-27.)

1951 - The Indian Act, S.C.1951, c.29

- Effective September 4, 1951.
- Provided that the Act be administered by the Minister of Citizenship and Immigration.
- Excluded Eskimos from the provisions of the Act.

Indians and Eskimos (cont.)

- Provided that the Minister of Finance may advance to the Minister of Citizenship and Immigration out of the Consolidated Revenue Fund funds for loans to Indians for the purchase of equipment for farming, fishing or handicrafts, or for petroleum products, repairs or wages, or for co-operative projects, not exceeding $350,000 at any one time.
- Authorized the Governor in Council to make regulations to prevent, mitigate and control diseases on reserves, and to provide hospitalization and treatment, and medical treatment and health services for Indians.

1951 - The Old Age Security Act, S.C.1951 (2nd Session), c.18

- Effective January 1, 1952.
- Provided for a pension of $40 monthly to persons aged 70 or over (see Old Age Security Pensions, Guaranteed Income Supplement and Spouse's Allowance, page 13.1).

(The monthly cash allowance subject to a means test for Indians aged 70 or over paid in lieu of other forms of assistance by the Department of Citizenship and Immigration was discontinued on December 31, 1951, when Indians qualified for Old Age Security pensions. (See Public Accounts, 1951-52, page CC-11.))

1951 - The Blind Persons Act, S.C.1951, c.38

- Effective January 1, 1952.
- Authorized agreements with the provinces and territories for sharing on a 75-25 basis the costs of income-tested allowances to blind persons aged 21 to 69 of $40 monthly with a total allowable income of $70 monthly for a single blind person. (Eligible Indians and Eskimos were entitled to benefits as residents of Canada.)
- All agreements under the Act between the federal and the provincial and territorial governments were effective by April 1, 1952.

(See Blind Persons, page 1.2.)

1951 - The Old Age Assistance Act, S.C.1951, c.55

- Effective January 1, 1952.
- Authorized agreements with the provinces and territories for sharing on a 50-50 basis the costs of income tested Old Age Assistance for all persons aged 65 to 69 of $40 monthly with a total allowable income of $60 monthly for a single person. (Eligible Indians and Eskimos were entitled to benefits as residents of Canada.)

- All agreements under the Act between the federal and the provincial and territorial governments were effective by April 1, 1952.
- (See Old Age Assistance, page 11.1.)

1952 - The Northwest Territories Act, S.C.1952, c.46

- Assented to July 4, 1952.
- Authorized the Northwest Territories Commissioner in Council to make ordinances for government of the Territories in relation to the establishment, maintenance and management of hospitals in and for the Territories, and for the expenditure of territorial revenues and of monies appropriated by Parliament for the Northwest Territories.
- Provided for the costs of confinement, care, maintenance, examination and treatment of Northwest Territories patients requiring transfer to mental hospitals in any of the provinces.
- Provided for the removal of neglected children from the Territories to foster homes or institutions in the provinces and for the costs of care, education, and maintenance for such children to be paid out of territorial revenues.

(Applicable to all territorial residents.)

1953 - The Yukon Act, S.C.1952-53, c.53

- Assented to May 14, 1953.
- Authorized the Commissioner in Council to make ordinances for the government of the Territory in relation to the establishment, maintenance and management of hospitals in and for the Territory and the expenditure of territorial funds and monies appropriated by Parliament of the Territory as the Commissioner is authorised to expend by and with the advice of the Council.
- Provided for the costs of confinement, care, maintenance, examination and treatment of Yukon patients requiring transfer to mental hospitals in any of the provinces.
- Provided for the removal of neglected children from the Territory to foster homes or institutions in the provinces and for the costs of care, education and maintenance for such children to be paid out of territorial revenues.

(Applicable to all territorial residents.)

1953 - Appropriation Act No.3, 1953, S.C.1952-53, c.54, Schedule A, Vote 546

- Assented to May 14, 1953.

- Provided for an Eskimo Loan Fund, a continuing special account in the Consolidated Revenue Fund, from which loans or investments might be made to individual Eskimos or to groups of Eskimos to promote commercial activities. (See also Treasury Board Minute 452928.)

1953 - Department of Northern Affairs and National Resources Act, S.C.1953-54, c.4

- Assented to December 16, 1953.
- Established the Department of Northern Affairs and National Resources.
- Provided that the duties, powers and functions of the Minister of Northern Affairs and National Resources include all matters relating to Eskimo affairs.
- Repealed the Department of Resources and Development Act.

1954 - Appropriation Act No.4, 1954, S.C.1953-54, c.67, Schedule A, Vote 68

- Assented to June 26, 1954.
- Granted to the Department of Citizenship and Immigration funds for the welfare of Indians, including funds for special foods for persons discharged from hospitals following treatment for tuberculosis and for families which had been exposed to the disease. (See Public Accounts 1954-55, page CC-10.)

1954 - The Disabled Persons Act, S.C.1953-54, c.55

- Effective January 1, 1955.
- Authorized agreements with the provinces and territories for sharing on a 50-50 basis the costs of income-tested allowances to disabled persons aged 18 to 69 of $40 monthly with a total allowable income of $60 monthly for a single person. (Eligible Indians and Eskimos were entitled to benefits as residents of Canada.)
- All agreements under the Act between the federal and the provincial and territorial governments were effective by October 1, 1956.
- (See Disabled Persons, page 4.1.)

1956 - The Unemployment Assistance Act, S.C.1956, c.26

- Assented to July 11, 1956.
- Authorized agreements with the provinces and territories for sharing on a 50-50 basis the costs of financial assistance to needy unemployed persons. (Eligible Indians and Eskimos were

Indians and Eskimos (cont.)

entitled to assistance as residents of Canada.)

- All agreements under the Act between the federal and the provincial and territorial governments were effective by January 1, 1959.

(See Unemployment Assistance, page 15.1.)

1956 - Appropriation Act No.6, 1956, S.C.1956, c.32, Schedule A, Vote 73

- Assented to August 14, 1956.
- Granted to the Department of Citizenship and Immigration funds for the welfare of Indians, including provision for physically and socially handicapped Indians unable to provide the necessities of life for themselves and their dependants. (See Public Accounts, 1956-57, page CC-11.)

1956 - Treasury Board Minute 508331, dated December 20, 1956

- Authorized payment of assistance to indigent Indians by way of cheque in replacement of payment in kind, commencing April 1, 1957.

1957 - The Hospital Insurance and Diagnostic Services Act, S.C.1956-57, c.28

- Effective May 1, 1957.
- Authorized agreements with the provinces and territories for payment by Canada of contributions for programs providing hospital insurance and laboratory and other services in aid of diagnoses. (Indians and Eskimos were covered as residents of Canada.)

All agreements under the Act between the federal and the provincial and territorial governments were effective by January 1, 1961.

(See Hospital and Medical Insurance, page 8.2.)

1958 - Appropriation Act No.5, 1958, S.C.1958, c.44, Schedule A, Vote 70

- Assented to September 6, 1958.
- Granted to the Department of Citizenship and Immigration funds for the welfare and economic development of Indians, including provision for an Indian employment and placement program. (See Public Accounts, 1958-59, page G-11.)

Indians and Eskimos (cont.)

1959 - Appropriation Act No.5, 1959, S.C.1959, c.55, Schedule A, Vote 279

- Assented to July 18, 1959.
- Granted to the Department of Northern Affairs and National Resources funds for the construction and acquisition of buildings, including provision for low-cost housing for Eskimos. (See Public Accounts 1959-60, page Y-31.)

1960 - Appropriation Act No.6, 1960, S.C.1960, c.48, Schedule A, Votes 283-286

- Assented to August 10, 1960.
- Authorized payments to the territorial governments for funding the following services:

  welfare expenditures;

  administration, operation and maintenance of schools and other expenditures on education, vocational training, and the construction or acquisition of buildings, works, land and equipment respecting education, vocational training and welfare.

1960 - Treasury Board Minute 547716, dated March 17, 1960

- Approved in principle the proposal to negotiate agreements with provinces for extension of provincial welfare services to persons, Indian and non-Indian, on reserves.

1960 - Treasury Board Minute 563661, dated April 21, 1960

- Approved grants to promote Indian agriculture, handicraft and economic enterprises generally.

1962 - Appropriation Act No.2, 1962, S.C.1962, c.12, Schedule, Vote 622

- Assented to March 23, 1962.
- Authorized the Minister of Citizenship and Immigration to provide for community employment projects for Indians. (See Public Accounts, 1961-62, Volume II, page 7.13.)

1963 - Appropriation Act No.5, 1963, S.C. 1963, c.42, Schedule A, Vote 70

- Assented to December 21, 1963.

Indians and Eskimos (cont.)

- Granted to the Department of Citizenship and Immigration funds for Indian economic development, including provision for community employment projects on Indian reserves. (See Public Accounts, 1963-64, Volume II, page 9.13.)

1964 - Treasury Board Minute 627879, dated July 23, 1964

- Approved a proposal to adopt provincial or local municipal standards and procedures for the administration of assistance for Indian people.

1964 - The Youth Allowances Act, S.C.1964-65, c.23

- Effective September 1, 1964.
- Provided for allowances of $10 per month to parents for "dependent youths" aged 16 and 17 who attend school or university on a full-time basis or who cannot do so because of mental or physical infirmity.

(See Youth Allowances, page 19.1.)

1965 - Order in Council, P.C.1965-11/2135, dated December 1, 1965

- Authorized entry into cost-sharing agreements with provinces for the extension of welfare programs to Indians with a formula which provided a federal contribution of 50 percent of the per capita cost which was the same as the per capita for other provincial residents, and 100 percent of the per capita which exceeded that for other provincial residents.

1965 - Order in Council, P.C.1965-2285, dated December 22, 1965, S.O.R.66-10

- Effective January 1, 1966.
- Transferred to the Minister of Northern Affairs and National Resources from the Minister of Citizenship and Immigration control of the Indian Affairs Branch, and powers, duties and functions under the Indian Act.

1965 - The Canada Pension Plan, S.C.1964-65, c.51

- Effective January 1, 1966.
- Provided for a compulsory, contributory social insurance program under which retirement pensions, disability benefits and survivors' benefits would be payable, and which would cover most members of the labour force.
- Provided that the Plan would operate in all of Canada except in a province which had a comparable plan.

Indians and Eskimos (cont.)

- Provided that the amount of the contributory salary and wages of a person for a year be his income for the year from pensionable employment, computed in accordance with the Income Tax Act, with certain deductions and exclusions. (An effect of this provision was to exclude Indians working on reserves who do not pay income tax from eligibility for the Canada Pension Plan.)

1966 - The Canada Assistance Plan, S.C.1966-67, c.45, Part II

- Effective April 1, 1966.
- Authorized agreements with provinces for the extension of provincial welfare programs to certain Indians, and for the payment by Canada to the province of any portion of the cost to the province of extending provincial welfare programs to such Indians out of the Consolidated Revenue Fund.
- No such agreements under the Act between the federal and the provincial governments have been signed.

1966 - Order in Council, P.C. 1966-18/707, dated April 21, 1966

- Approved the terms and conditions of the Welfare Grants Rules, 1966, which provided for assistance to provinces respecting the cost of extending the service component of the aggregate welfare programs to Indians with reserve status.

1966 - The Statute Law (Superannuation) Amendment Act, 1966, S.C. 1966-67, c.44, s.33

- Assented to July 11, 1966.
- Included, for the purposes of the Canada Pension Plan, the amount of the contributory salary or wages of a person who contributes under the Public Service Superannuation Act but whose salary or wages are not included in computing income for the purposes of the Income Tax Act. (The effect of this provision was to extend the provisions of the Canada Pension Plan to Indian public servants working on reserves.)

1966 - Government Organization Act, 1966, S.C.1966-67, c.25, ss.15-20

- Effective October 1, 1966.
- Established the Department of Indian Affairs and Northern Development.
- Provided that the duties, powers and functions of the Minister of Indian Affairs and Northern Development include all matters relating to Indian and Eskimo affairs.

Indians and Eskimos (cont.)

- Repealed the Department of Northern Affairs and National Resources Act.

1966 - Appropriation Act, No.9, 1966, S.C.1966-67, c.55

- Assented to November 30, 1966.
- Granted to the Department of Northern Affairs and National Resources funds for payments to Eskimos under social assistance, welfare housing and child welfare programs, and for grants to Eskimos of $1,000 toward construction or acquisition of low-cost houses containing one bedroom and of $2,000 for low-cost houses containing two or more bedrooms. (Schedule A, Northern Affairs and National Resources Vote 45.) (See Public Accounts, 1966-67, page 16.27.)
- Provided for forgivable loans to assist Indians to purchase or construct houses off reserves. (Schedule B, Northern Affairs and National Resources Vote L51(a).)

1966 - An Act to amend the Old Age Security Act, S.C.1966-67, c.65

- Effective January 1, 1967.
- Provided for a monthly guaranteed income supplement to needy old age pensioners. Eligible Indians and Eskimos were beneficiaries as pensioners under the Act.

  (See Old Age Security Pensions, Guaranteed Income Supplement and Spouse's Allowance, page 13.3.)

1967 - The Medical Care Act, S.C.1966-67, c.64

- Effective July 1, 1968.
- Authorized the payment of contributions by Canada towards the cost of insured medical care services incurred by provinces pursuant to provincial medical care insurance plans. Indians and Eskimos were insurable as residents of Canada.

  (See Hospital and Medical Care Insurance, page 8.4.)

1968 - Treasury Board Minute 676895, dated February 28, 1968

Provided for fully serviced housing for eligible Indians and Eskimos in the Northwest Territories on a rent geared to income basis (maximum set at 20 percent of family income) with a provision that 33 percent of rent paid by tenant was reserved for future home purchase.

Indians and Eskimos (cont.)

1968 - Treasury Board Minute 678269, dated April 16, 1968

- Approved the transfer to a band, whose application was accepted, of 100 percent of the cost of basic programs including social assistance to be administered by the band.
- Provided that the band could receive 10 percent of the program cost up to a maximum of $25,000 to meet administration costs.

1969 - An Act to amend the National Housing Act, 1954, S.C.1968-69, c.45

- Assented to June 27, 1969.
- Authorized a program of loans for the construction, purchase or improvement of low-rental housing projects at favourable interest rates and for rental accommodations geared to family income. All persons including Indians and Eskimos were eligible under the Act.

1970 - Appropriation Act No.1, 1970, S.C.1969-70, c.24, Schedule, Loans, Investments and Advances Vote L53B

- Authorized the Governor in Council to take security and to make regulations regarding repayment, interest, security for other lenders and the establishment of the Indian Economic Development Account.

1971 - Order in Council, P.C.1971-480, dated March 16, 1971, SOR 71-112

- Set general regulations respecting loans for the purposes of economic development of Indians, including direct loans, limits within Minister's authority, rate of interest, terms of repayment, and terms of certain guarantees to banks for loans and working capital loans.

1971 - Treasury Board Minute 703190, dated March 18, 1971

- Authorized an agreement with Alberta for the provision of court worker services to Indian people of that province. (On October 15, 1971, such an agreement was signed for the years 1971-72 and 1972-73.)

1971 - Unemployment Insurance Act, 1971, S.C.1970-71, c.48

- Assented to June 23, 1971.
- Provided for income support for a period of up to 15 weeks for pregnant women with a significant attachment to the labour force.

Indians and Eskimos (cont.)

- Provided income support for unemployment insurance claimants in an initial benefit period incapable of work by reason of any prescribed illness, injury or quarantine.
- The provisions applied to Indians and Eskimos as residents of Canada. (See Unemployment Insurance, page 16.11.)

1971 - Treasury Board Minute 704220, dated July 6, 1971

- Approved in principle funding for Indian participation in planning and implementation of sub-activity program planning.

1971 - Treasury Board Minute 705360, dated July 30, 1971

- Approved in principle the provision by agreement with Band Councils of 100 percent of the funding necessary for unemployed Indian people to have access to work opportunity programs.

1971 - Treasury Board Minute 706705, dated September 1, 1971

- Approved in principle the funding of Band Economic Development Committees for a five-year period.

1972 - Order in Council, P.C.1972-1017, dated May 16, 1972

- Approved agreements with provinces under Part II of the Canada Assistance Plan which provided for reimbursement to provinces of 100 percent of the costs of welfare assistance and services extended to Indian people on reserve and Crown land, and 50 percent of the cost of that provided to Indian people off reserve.

1972 - Appropriation Act No.3, 1972, S.C.1972, c.15

- Assented to June 30, 1972.
- Authorized a contribution to Inuit Tapirisat of Canada for the study of Eskimo claims.

1972 - Order in Council, P.C.1972-1498, dated July 4, 1972, SOR 72-247

- Revoked P.C.1971-480, the Indian Economic Development Account Regulations, and enacted similar but more precise regulations including provisions for revision of loans, issuing of grants and accountable grants, and a clearer definition of band loan guarantees and bank responsibilities prior to filing a claim.

Indians and Eskimos (cont.)

1973 - Treasury Board Minute 716758, dated January 11, 1973

- Authorized an agreement with the Ontario Federation of Indian Friendship Centres for the provision of court worker services to Indians in Ontario for the year 1972-73. (On February 28, 1973, such an agreement was signed.)

1973 - Treasury Board Minute 719653, dated May 24, 1973

- Approved in principle the extension of the B.C. Indian Fishermen's Assistance Program until 1978.

1973 - An Act to amend the National Housing Act, S.C.1973-74, c.18

- Assented to June 28, 1973.
- Provided revised authority for Central Mortgage and Housing Corporation to make loans to Indians for the purpose of assisting in the purchase, improvement or construction of housing projects on Indian reserves (s. 21).
- Authorized loans to provinces, municipalities, or agencies for community planning, landbanking, provision of utilities, and low-rental housing.

1973 - Treasury Board Minute 720810, dated July 19, 1973

- Authorized the extension of the 1971 Alberta agreement for the provision of court worker services to Indian people to cover the fiscal year 1973-74.

1973 - Treasury Board Minute 721096, dated July 26, 1973

- Authorized specific agreements with provincial governments for agricultural services on Indian reserves.

1973 - Treasury Board Minute 722167, dated September 12, 1973

- Authorized the extension of the 1973 Ontario agreement for the provision of court worker services to Indians to cover the fiscal year 1973-74.

1974 - Appropriation Act No.1, 1974, S.C.1974, c.1, Schedule, Indian Affairs and Northern Development

- Assented to March 28, 1974.
- Permitted the Minister of Indian Affairs to guarantee Central Mortgage and Housing Corporation loans to non-share capital corporations with Indian membership located on Indian reserves.

Indians and Eskimos (cont.)

- Authorized contributions to Inuit for the purpose of furthering economic development among Inuit people resident in the Northwest Territories.
- Authorized a contribution to Inuit Tapirisat of Canada towards the costs of an Inuit employment conference.
- Authorized contributions to native groups to enable their intervention at the Commission of Inquiry on the Northern Pipeline, to enable consultations related to northern development, and to assist them in carrying out projects in support of their claims and interests.

1974 - Treasury Board Minute 725858, dated May 9, 1974

- Approved in principle the funding from Vote 5 and 10 sectoral programs for enriching economic development programs for Indian and Inuit people.

SECTION 11

OLD AGE ASSISTANCE

OLD AGE ASSISTANCE

1951 - The Old Age Assistance Act, S.C.1951, c.55

- Effective January 1, 1952.
- Provided for federal sharing with the provinces on a 50-50 basis of the cost of assistance to persons aged 65 to 69.
- Stipulated residence requirement of 20 years immediately preceding the date of the proposed commencement of assistance. Persons not able to meet this requirement had to have been present in Canada prior to the 20-year period for periods totalling twice the length of the gaps in the 20-year period.
- Excluded recipients of old age security pensions, blind persons allowances or war veterans' allowances.
- Set maximum assistance at $40 monthly ($480 annually). (The same as it had been under the repealed Old Age Pensions Act.)
- Set total income limit, including assistance, at:

Single person	$720 ($60 monthly)
Married couple	$1,200 ($100 monthly)
Married couple (blind spouse)	$1,320 ($110 monthly)

- Certain provisions of the Old Age Pensions Act and Regulations were not carried over to Old Age Assistance legislation. In consequence:
  - (i) Indians were no longer excluded;
  - (ii) Recoveries were no longer made from estates of deceased pensioners;
  - (iii) Pension was no longer suspended when the pensioner was in a public mental institution as a public charge.
- All agreements under the Act between the federal and provincial and territorial governments were effective by April 1, 1952.

1957 - The Appropriation Act No.4, 1957, S.C.1957, c.14, ss.10, 11

- Effective July 1, 1957.
- Increased maximum assistance from $40 monthly ($480 annually) to $46 monthly ($552 annually).
- Raised total income limit to:

Single person	**$840 ($70 monthly)**
Married couple	**$1,380 ($115 monthly)**
Married couple (blind spouse)	**$1,740 ($145 monthly)**

Old Age Assistance (cont.)

1957 - An Act to amend the Old Age Assistance Act, S.C.1957-58, c.6

- Effective November 1, 1957.
- Reduced residence requirement to 10 years immediately preceding date of the proposed commencement of assistance. Persons not able to meet this requirement must have been present in Canada prior to the 10-year period for periods totalling twice the length of the gaps in the 10-year period.
- Increased maximum assistance from $46 monthly ($552 annually) to $55 monthly ($660 annually).
- Total allowable income, including assistance, not to exceed:

Single person	$960 ($80 monthly)
Married couple	$1,620 ($135 monthly)
Married couple (blind spouse)	$1,980 ($165 monthly)

1962 - An Act to amend the Old Age Assistance Act, S.C.1962, c.4

- Effective February 1, 1962.
- Increased maximum assistance from $55 monthly ($660 annually) to $65 monthly ($780 annually).
- Total allowable income, including assistance, not to exceed:

Single person	$1,140 ($95 monthly)
Married couple	$1,980 ($165 monthly)
Married couple (blind spouse)	$2,340 ($195 monthly)

1963 - An Act to amend the Old Age Assistance Act, the Disabled Persons Act and the Blind Persons Act, S.C.1963, c.26

- Effective December 1, 1963.
- Increased maximum old age assistance from $65 monthly ($780 annually) to $75 monthly ($900 annually).
- Total allowable income, including assistance, not to exceed:

Single person	$1,260 ($105 monthly)
Married couple	$2,220 ($185 monthly)
Married couple (blind spouse)	$2,580 ($215 monthly)

1965 - The Established Programs (Interim Arrangements) Act, S.C.1964-65, c.54, s.3 and Schedule I

- Assented to April 3, 1965.
- Provided for an interim period (April 1, 1965 to March 31, 1970) during which a province might assume greater administrative and financial responsibility for certain federal-provincial programs (including Old Age Assistance), and during which more permanent arrangements might be devised.

Old Age Assistance (cont.)

- Authorized supplementary agreements under which provinces participating in federal-provincial standing programs (including Old Age Assistance) would assume full responsiblity for administration and financing.
- Provided for financial adjustments through the Minister of Finance for programs under Schedule I in the form of a tax abatement of a specified percentage of federal individual income tax on the income of residents of the province, an associated equalization payment, and an operating cost adjustment, the latter to ensure that a province receive the equivalent of the amount which would otherwise have been paid under the former joint program.

1966 - The Canada Assistance Plan, S.C.1966-67, c.45, s.22

- Effective April 1, 1966.
- Amended the Old Age Assistance Act to allow provinces to discontinue receipt of applications under the Old Age Assistance Act, and to provide assistance under general programs with federal reimbursement under the Canada Assistance Plan.

1975 - An Act to amend the Old Age Security Act, S.C.1974-75-76, c.58, s.10

- Assented to June 26, 1975.
- Repealed the Old Age Assistance Act. (Operations under the Old Age Assistance Act had terminated on January 1, 1970, when the eligible age for the Old Age Security pension was lowered to 65 years (the Canada Pension Plan, S.C.1964-65, c.51, s.122). Persons receiving old age assistance at that time subsequently received benefits under the Old Age Security Act.)

Old Age Assistance (cont.)

- Substituted supplementary agreement under which provinces participating in federal-provincial standing programs (including Old Age Assistance) would assume full responsibility for administration and financing.

- Proposal for [illegible] of [illegible] through the Province of [illegible] program under [illegible] [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

SECTION 12

OLD AGE PENSIONS

OLD AGE PENSIONS

1927 - The Old Age Pensions Act, S.C.1927, c.35

- Assented to March 31, 1927.
- Authorized federal reimbursement of 50 percent to the provinces for pensions to British subjects aged 70 or over who had resided in Canada for at least 20 years and in the province for at least five years.
- Set the maximum pension at $20 monthly ($240 annually).
- Set the total income limit, including pension, at:

Single person	$364
Married couple, one spouse on pension	$490
Married couple, both spouses on pension	$730

- Excluded Indians.

1931 - An Act to amend the Old Age Pensions Act, S.C.1931, c.42

- Effective July 31, 1931.
- Increased the federal share for pensions from 50 percent to 75 percent.

1942 - Order in Council, P.C.9/3183, dated April 21, 1942
Order in Council, P.C.23/11160, dated December 9, 1942

- Amended regulations to allow British Columbia, Alberta and Ontario to pay supplements without having such regarded as income. (Manitoba and Saskatchewan added in 1943; all provinces added by 1947.)

1943 - The War Appropriations Act, No.3, S.C.1943-44, c.32

- Assented to July 24, 1943.
- Covered, under general provisions, payment of the increase in Old Age pensions.
- Increased the maximum Old Age pensions from $20 monthly ($240 annually) to $25 monthly ($300 annually) by Order in Council, P.C.6367, dated August 10, 1943, under the authority of the War Measures Act. The increase, a special war supplement of $5 a month, was charged against the War Appropriation allotment. (Announcement by the Honourable J.L. Ilsley, Minister of Finance, in the House of Commons, July 24, 1943. See also Public Accounts 1943-44, p. CC-12.)

Old Age Pensions (cont.)

1944 - Order in Council, P.C.3377, dated August 5, 1944

- Increased total allowable income, including Old Age pension, for a single pensioner from $365 to $425, and for a married couple from $730 to $850. (Order in Council under the authority of the War Measures Act. Announced by the Honourable J.L. Ilsley, Minister of Finance, in the House of Commons, May 29, 1944.)

1947 - An Act to amend the Old Age Pensions Act, S.C.1947, c.67

- Effective May 1, 1947.
- Eliminated the provincial residence requirement of five years.
- Eliminated the British citizenship requirement.
- Increased the maximum Old Age pension from $25 monthly ($300 annually) to $30 monthly ($360 annually).
- Increased the total allowable income, including pension, as follows:

Single Person	$600
Married couple	$1,080
Married couple, with one spouse blind	$1,200

1949 - The Statute Law Amendment (Newfoundland) Act, S.C.1949, c.6, s.19

- Effective April 1, 1949.
- Provided that residence and presence in Newfoundland be deemed residence and presence in Canada for purposes of the Old Age Pensions Act.

1949 - An Act to amend the Old Age Pensions Act, S.C.1949, c.19, s.1

- Effective May 1, 1949.
- Increased the maximum Old Age pensions from $30 monthly ($360 annually) to $40 monthly ($480 annually). Income limits unchanged.

1951 - The Old Age Security Act, S.C.1951 (2nd Session), c.18, s.13

- Repealed and replaced the Old Age Pensions Act. Effective date for repealing of the Act was March 31, 1954 (SOR/54-100, dated April 14, 1954).

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SECTION 13

OLD AGE SECURITY PENSIONS, GUARANTEED INCOME SUPPLEMENT AND SPOUSE'S ALLOWANCES

OLD AGE SECURITY PENSIONS, GUARANTEED INCOME SUPPLEMENT AND SPOUSE'S ALLOWANCES

1951 - The British North America Act, 1951, 14-15 George VI, c.32 (U.K.) (R.S.C.1970, Appendix II, page 439)

- Effective May 31, 1951.
- Amended section 94 of the British North America Act, 1867 to authorize the Parliament of Canada to make laws in relation to old age pensions.
- Stipulated that no law made by the Parliament of Canada in relation to old age pensions shall affect the operation of any law of a provincial legislature in relation to old age pensions.

1951 - The Old Age Security Act, S.C.1951 (2nd Session), c.18

- Effective January 1, 1952.
- Provided that a pension would be payable to persons aged 70 years or over.
- Set pension at a flat rate of $40 monthly ($480 annually).
- Stipulated residence requirement of 20 years immediately preceding approval of application. Persons not able to meet this requirement had to have been present in Canada prior to the preceding 20 years for periods totalling twice the length of the gaps in the 20-year period, and in addition, had to have resided in Canada for at least one year immediately preceding approval of application.
- Provided for suspension of payment when pensioner left the country and resumption when he returned. If he returned within six months of leaving, pension to be paid for three of the months of absence, but not for more than three months in a calender year.
- Provided for financing of pensions by two percent tax on taxable personal income with a limit of $60 a year; by two percent tax on corporate income; by two percent sales tax (a reallocation of part of the existing sales tax); and by loans from the Consolidated Revenue Fund.
- Repealed the Old Age Pensions Act, effective March 31, 1954 (SOR/54-100, dated April 14, 1954).

1957 - The Appropriation Act No.4, 1957, S.C.1957-58, c.14, ss.10,11

- Effective July 1, 1957.
- Increased the Old Age Security (OAS) pension from $40 monthly ($480 annually) to $46 monthly ($552 annually).

OAS, GIS, and SA (cont.)

1957 - An Act to amend the Old Age Security Act, S.C.1957-58, c.3

- Effective November 1, 1957.
- Increased the pension from $46 monthly ($552 annually) to $55 monthly ($660 annually).
- Reduced the residence requirement to ten years immediately preceding approval of application. Persons not able to meet this requirement had to have been present in Canada prior to the preceding ten years for periods totalling twice the length of the gaps in the ten-year period, and in addition, had to have resided in Canada for at least one year immediately preceding approval of application.
- Increased duration of pension payments to pensioners who were absent from Canada from three to six months in a calendar year.

1959 - An Act to amend the Old Age Security Act, S.C.1959, c.14

- Increased tax on personal taxable income from two to 2 1/2 percent with maximum of $75 for 1959, and to three percent with maximum of $90 for 1960 and subsequently.
- Increased tax on corporate income from two to three percent, effective January 1, 1959.
- Increased sales tax from two to three percent, effective April 10, 1959.

1960 - An Act to amend the Old Age Security Act, S.C.1960, c.34

- Assented to July 7, 1960.
- Provided that the pension be payable outside the country to any pensioner for six months of any absence exclusive of the month of departure, and indefinitely outside the country to those with at least 25 years residence in Canada after age 21.

1962 - An Act to amend the Old Age Security Act, S.C.1962, c.5

- Effective February 1, 1962.
- Increased pension from $55 monthly ($660 annually) to $65 monthly ($780 annually).

1963 - An Act to amend the Old Age Security Act, S.C.1963, c.16

- Effective October 1, 1963.
- Increased pension from $65 monthly ($780 annually) to $75 monthly ($900 annually).
- Increased tax on personal taxable income from three to four percent to a maximum of $120, effective January 1, 1964.

OAS, GIS, and SA (cont.)

1965 - The Canada Pension Plan, S.C.1964-65, c.51, ss.119, 120, 122

- Effective May 5, 1965.
- Amended the Old Age Security Act to provide for:

  lowering the minimum eligible age for OAS pension to 65 years, one year at a time, starting in 1966 at age 69;

  extension of previous residence requirements for OAS pension to include 40 years after age 18 without requiring residence in Canada for the year immediately preceding approval of application;

  annual increases in OAS pensions from 1968 in accordance with changes in the Pension Index as used for the Canada Pension Plan, subject to ceiling of two percent. No change in benefits if the change in the Pension Index is less than one percent.

1966 - An Act to amend the Old Age Security Act, S.C.1966-67, c.65

- Effective January 1, 1967.
- Established monthly Guaranteed Income Supplement (GIS) for OAS pensioners born on or before December 31, 1910, whose income is below a specified amount.
- Set maximum monthly GIS at $30 for 1967, thereafter to be 40 percent of OAS pension.
- GIS to be income-tested and reduced by $1 for each full $2 of monthly base income calculated at one-twelfth of income excluding OAS pension from the preceding year.
- For married pensioners the GIS to be reduced at $1 for each full $4 of the couple's combined income excluding the OAS pension. Where one spouse has not reached pensionable age the reduction to be on their combined income excluding the OAS pension and an amount equal to the OAS pension for the younger spouse.
- Authorized payment of the Supplement for periods of absence from Canada up to six months in addition to the month of the pensioner's departure from Canada.

1967 - An Act to amend the Excise Tax Act and the Old Age Security Act, S.C.1966-67, c.79

- Applicable to 1967 and subsequent taxation years.
- Increased maximum OAS tax on personal income from $120 to $240.

OAS, GIS, and SA (cont.)

1970 - An Act to amend the Old Age Security Act, S.C.1970-71-72, c.9 (See also R.S.C.1970 (2nd Supplement), c.21)

- Effective January 1, 1971.
- Set OAS pension at $80 monthly ($960 annually).
- Increased the residence requirement: persons absent from Canada during the ten-year period preceding approval of application must have been present in Canada during the preceding years, but after age 18, for periods equal to three times the aggregate period of absence prior to the ten-year period, and in addition must have resided in Canada at least one year immediately preceding approval of application. (Effective December 18, 1971.)
- Set maximum monthly single GIS at $55 ($660 annually) and maximum monthly two-pensioner couple GIS at $47.50 ($570 annually), effective April 1, 1971.
- Escalation in accordance with changes in Pension Index to be applied only to combined OAS/GIS and added to Supplement; terminated escalation of pension alone.
- Removed the requirement that pensioner be born on or before December 31, 1910, to be eligible for the Supplement.

1971 - An Act to amend the Excise Tax Act and the Old Age Security Act, S.C.1970-71, c.62

- Effective January 1, 1972.
- Repealed the OAS tax of three percent on sales under Section 27 of the Excise Tax Act.

1971 - The Income Tax Act, S.C.1970-71, c.63, Part II, s.3

- Repealed OAS tax of four percent or $240 on personal taxable income and three percent on corporate income, applicable to the 1972 taxation year.
- Authorized the Minister of National Revenue to credit OAS Fund with an amount equivalent to net amount lost by repeal of personal and corporate income taxes, and sales tax under the Excise Tax, applicable to taxation year 1972.
- Provided that Supplements under Old Age Security Act would first be added in as income for income tax purposes and then deducted, effectively to make the Supplements non-taxable. Applicable from 1972, and the previous Income Tax Act amended to make the provision applicable for 1971.

1972 - An Act to amend the Old Age Security Act, S.C.1972, c.10

- Effective January 1, 1972.

- Increased basic OAS pension of $80 by the full increase in the Consumer Price Index to $82.88 from January 1, 1972, and thereafter to be escalated annually by the full increase in the Consumer Price Index, effective April 1, 1973.
- Payment of OAS pensions to continue indefinitely outside Canada if pensioner had resided in Canada for 20 years after age 18, effective May 19, 1972.
- Raised monthly single GIS from January 1, 1972 to $67.12 ($805.44 annually) and monthly two-pensioner couple GIS to $59.62 for each spouse ($715.44 annually).
- GIS to be escalated annually for full increase in Consumer Price Index from April 1, 1973.

1973 - An Act to amend the Old Age Security Act, S.C.1973-74, c.8

- Effective April 1, 1973.
- Increased basic OAS pension to $100 monthly ($1,200 annually), and basic pension to be escalated each year, and thereafter from April 1, 1974 by the full increase in the Consumer Price Index.

1973 - An Act to amend the Old Age Security Act, S.C.1973-74, c.35

- Effective October 1, 1973.
- Changed from annual to quarterly escalation of OAS pension and GIS in accordance with full increase each quarter in the Consumer Price Index.
- Continued provision that there be no reduction of OAS/GIS benefits if Consumer Price Index declines.

1975 - An Act to amend the Old Age Security Act, S.C.1974-75-76, c.58

- Effective October 1, 1975.
- Provided for the payment of Spouse's Allowance to persons aged 60 to 64 inclusive who are married to and living with pensioners.
- Set the maximum monthly Spouse's Allowance at a sum equal to the monthly OAS pension plus the maximum monthly GIS at the married rate.
- Spouse's Allowance to be income tested - OAS portion to be reduced by $3 for every $4 of monthly income for couples with combined income of up to 4/3 of rounded monthly OAS pension; if combined income exceeds 4/3 of the rounded monthly OAS pension the OAS portion to be reduced by $3 for every $4 of monthly income to zero, and then the GIS portion to be reduced by $1 for every $4 of monthly income.

- Residence requirements for Spouses' Allowance to be identical to those for OAS pensions.
- Amended the Income Tax Act to provide that Spouse's Allowance would first be added in as income for income tax purposes, and then deducted, effectively to make the Allowance non-taxable, applicable to the 1975 taxation year and thereafter.
- Authorized definition of residence and presence in Canada and intervals of absence that may be considered not to have interrupted residence or presence in Canada, for the purposes of the OAS Act, effective June 26, 1975.
- Dissolved the OAS Fund by providing that payments of benefits under the OAS Act be made out of Consolidated Revenue Fund as a statutory appropriation, effective June 26, 1975.
- Authorized the federal government to enter into agreements with provinces whereby provincial payments similar or supplementary to those payable under the OAS Act may be combined with OAS benefit payments and paid on behalf of the province, and reimbursed by the province quarterly. Effective June 26, 1975.
- Repealed the Old Age Assistance Act, effective June 26, 1975.

1977 - An Act to amend the Old Age Security Act. S.C. 1976-77, c.9

- Effective July 1, 1977.
- Amended the residence requirements to provide for the payment of partial OAS pensions based on the number of years of residence in Canada after attaining the age of 18, up to a maximum of 40 years. The pension is earned at the rate of 1/40th for each year of residence, subject to a minimum of 10 years for payment in Canada and 20 years for payment abroad.
- Provided for a 40-year transitional period. The new legislation applies to residents of Canada who were under 25 years of age on July 1, 1977, and to persons of any age who were outside Canada on that date and had no prior residence in Canada after reaching age 18 and were not in possession of a valid immigrant visa. The more beneficial of the new or the previous rules apply to those who were 25 years of age or over and resident in Canada on July 1, 1977, or, if outside Canada, were 25 or over and had some prior residence in Canada after attaining age 18 or were in possession of a valid immigrant visa on July 1, 1977.

OAS, GIS and SA (cont.)

- Provided that GIS benefits be available to recipients of partial pensions on the same basis as for those receiving full pensions.
- Provided for payment of partial Spouse's Allowances based on the same residence requirements as for OAS pensions. The OAS equivalent portion of the allowance is calculated at the rate of 1/40th for each year of residence in Canada after age 18, and the reduction formula based on the combined income of the couple is then applied to the total of the reduced OAS equivalent and the Guaranteed Income Supplement equivalent.
- Provided for quarterly escalation of partial benefits in accordance with the Consumer Price Index.
- Provided for inclusion of Old Age Security pensions in international social security agreements, for the purpose of protecting the acquired social security rights of those who migrate across international boundaries.

1977 - An Act to amend the statute law relating to income tax and to provide other authority for the raising of funds, S.C. 1977-78, c.1, s.115

- Effective January 1, 1977.
- Excluded from revenue considered as income for the purposes of the Guaranteed Income Supplement and the Spouse's Allowance federal grants received for home insulation.

1978 - An Act to amend the Old Age Security Act, S.C. 1978-79, c.3

- Assented to November 20, 1978.
- Increased the Guaranteed Income Supplement and Spouse's Allowance, in addition to increases in accordance with increases in the Consumer Price Index, by $10 a month for each spouse, and by $20 a month for a single pensioner, effective January 1, 1979.
- Provided for the continuation of the Spouse's Allowance for six months after the death of a pensioner spouse, where that death occurred on or after November 20, 1978.

OAS, GIS and SA (cont.)

1979 - **An Act to amend the Old Age Security Act, S.C. 1979, c.4**

- Effective October 31, 1979.
- Extended eligibility for Spouse's Allowance to the surviving spouses of deceased Old Age Security pensioners, based on the income of the surviving spouse, to age 65, remarriage or death, where residence and income criteria are met.
- Reinstated recipients of Spouse's Allowances who had ceased to receive the Allowance as a result of the older spouse's death.
- Repealed the provision suspending Old Age Security benefits for pensioners sentenced to prison for more than 90 days. (An effect of this amendment is that Spouse's Allowances for the spouses of prisoners will no longer be suspended).

1980 - **An Act to Amend the Old Age Security Act, S.C. 1980, c.4**

- Effective July 1, 1980.
- Increased the Guaranteed Income Supplement and Spouse's Allowance by $35.00 monthly for each pensioner household receiving the Supplement. That is, single pensioners began to receive an additional $35.00 per month while married pensioners, receiving either the Supplement or the Spouse's Allowance, each received an additional $17.50 monthly. These increases were in addition to escalation in accordance with increases in the Consumer Price Index.

  (As of July 1, 1980, the basic monthly OAS pension was $191.28; maximum GIS at the single rate was $192.03 and at the married rate $148.07; the Spouse's Allowance was $339.35.)

1981 - **Miscellaneous Statute Law Amendment Act, S.C. 1980-81, c.47**

- Assented to February 19, 1981.
- Amended the Old Age Security Act to permit an applicant for the Guaranteed Income Supplement who retires in December of one year, or his spouse if she is an applicant for a Spouse's Allowance, to file a statement of estimated earnings for the following calendar year, which will be deemed to be the income for the base calendar year. (s.34).

OAS, GIS and SA (cont.)

1981 - An Act to amend the statute law relating to income tax, S.C. 1980-81, c.48

- Effective January 1, 1981.
- Excluded from revenues considered as income for the purposes of the Guaranteed Income Supplement and the Spouse's Allowance federal grants received for energy conversion. (s.120).

1983 - An Act to amend the Old Age Security Act, S.C. 1980-81-82-83, c.138

- Assented to February 15, 1983.
- Limited increases in the indexation of the basic Old Age Security pension to a maximum of 6% in 1983 and to a maximum of 5% in 1984.
- Maintained quarterly increases in accordance with increases in the Consumer Price Index for the Guaranteed Income Supplement and the Spouse's Allowance, and provided for an additional quarterly amount for recipients of either benefit equal to the amount lost by the limited indexation of the basic OAS pension.

1983 - An Act to amend the statute law relating to income tax, S.C. 1980-81-82-83, c.140, s.134

- Assented to March 30, 1983.
- Amended the Old Age Security Act to exempt the amount of any social assistance payment made on the basis of a means test by a registered charity or a provincial program from the definition of income for purposes of the Guaranteed Income Supplement and the Spouse's Allowance.
- Amended the Old Age Security Act to include Workers' Compensation and foreign pension income in the definition of income for purposes of the Guaranteed Income Supplement and the Spouse's Allowance.

SECTION 14

STATUS OF WOMEN

STATUS OF WOMEN

1969 - Criminal Law Amendment Act, 1968-69, c.38, s.18

- Effective August 26, 1969.
- Amended the Criminal Code to exempt from prosecution a qualified medical practitioner using an accredited or approved hospital to procure the miscarriage of a female person, and the female person concerned.
- Stipulated that the therapeutic abortion committee for that hospital must have reviewed the case and have certified in writing that in its opinion the continuation of the pregnancy would be likely to endanger the mother's life or health.
- defined a therapeutic abortion committee of any hospital to mean "a committee comprised of not less than three members each of whom is a qualified medical practitioner, appointed by the board of that hospital for the purpose of considering and determining questions relating to termination of pregnancy within that hospital".

1974 - An Act to amend the Canada Pension Plan, S.C.1974-75, c.4

- Effective January 1, 1975.
- Provided that the same benefits be available to both male and female contributors as well as to their surviving spouses and dependent children.
- Removed maintenance and disability tests before a widower receives benefits following the death of a female contributor.
- Extended benefits to surviving spouses where the marriage followed the contributor's retirement or disability.
- Reduced to three from seven the number of years that a person deemed to be a surviving spouse has lived with the contributor and been publicly represented as the spouse of the contributor if there is a bar to the marriage; reduced from "a number of years" to one year the time that a person deemed to be a surviving spouse has lived with the contributor and been publicly represented as the spouse of the contributor if there is no bar to the marriage.
- Provided that, when there is a contest between two persons about entitlement to a spouse's pension, and one of the parties appeals to the Pension Appeals Board, the other party will automatically be made part of that appeal and be bound by the decision.

Status of Women (cont.)

1975 - Statute Law (Status of Women) Amendment Act, 1974, S.C. 1974-75-76, c.66

- Assented to July 30, 1975.
- Amended the following statutes to provide equality of status thereunder for male and female persons:
  a) the Canada Elections Act
  b) the Criminal Code
  c) the Immigration Act
  d) the Public Service Employment Act
  e) the Pension Act
  f) the Civilian War Pensions and Allowances Act
  g) the National Defence Act
  h) the Unemployment Insurance Act
  i) the Canada Labour Code
  j) the War Veterans Allowances Act.

1976 - Order in Council, SI/76-44, dated April 14, 1976

- Designated the Office of the Co-ordinator, Status of Women as a department for the purposes of the Financial Administration Act and the Public Service Employment Act.
- Designated the Minister of National Health and Welfare as the appropriate Minister with respect to the Office of the Coordinator, Status of Women for the purposes of the Financial Administration Act, and to coordinate policy with respect to the status of women and administer related programs.
- Designated the Co-ordinator, Status of Women as deputy head for the purposes of the Public Service Employment Act.

SECTION 15

UNEMPLOYMENT ASSISTANCE

UNEMPLOYMENT ASSISTANCE

1956 - The Unemployment Assistance Act, S.C.1956, c.26

- Assented to July 11, 1956.
- Provided for federal reimbursement to a province of 50% of amount spent by province and its municipalities on financial assistance to needy unemployed persons subject to the following limitations:

  Reimbursement not applicable to payment made to the first 0.45% of population of a province;

  Reimbursement not applicable to payments of Mother's Allowances or persons normally considered eligible for Mother's Allowances;

  Reimbursement not applicable for payments to inmates of public and charitable institutions except for payments to needy unemployed persons in homes for special care;

  Reimbursement not made for payments to persons in receipt of federal and federal-provincial income maintenance benefits but applicable to relief payments made to such persons if unemployed and in need;

  Health care costs and costs of administration not shareable.

(By 1959 agreements had been signed with all ten provinces.)

1957 - An Act to amend the Unemployment Assistance Act, S.C.1957-58, c.20

- Effective January 1, 1958.
- Extended reimbursement to payments made to the first 0.45% of population.

1965 - Established Programs (Interim Arrangements) Act, S.C.1964-65, c.54, s.3 and Schedule I

- Assented to April 3, 1965.
- Provided for interim period (April 1, 1965, to March 31, 1970) during which a province might assume greater administrative and financial responsibility for certain federal-provincial programs (including Unemployment Assistance) and during which more permanent arrangements might be devised.
- Authorized supplementary agreements under which provinces participating in federal-provincial standing programs (including Unemployment Assistance) would assume full responsibility for administration and financing.

Unemployment Asssistance (cont.)

- Provided for financial adjustments through the Minister of Finance for programs under Schedule I in the form of a tax abatement of a specified percentage of federal individual income tax on the income of residents of the province, an associated equalization payment, and an operating cost adjustment, the latter to ensure that a province receive the equivalent of the amount which would otherwise have been paid under the former joint program.

1966 - The Canada Assistance Plan, S.C. 1966-67, c.45, s.18

- Effective April 1, 1966.
- Authorized the inclusion of Mother's Allowances in the Unemployment Assistance Act for cost-sharing purposes.

1970 - Appropriation Act No.1, 1970, S.C. 1969-70, c.24, Schedule, Department of Finance, Vote 5b

- Effective April 1, 1970.
- Authorized continuing federal payments and agreements relating to Unemployment Assistance to March 31, 1971. (12 months beyond the period specified in the Established Programs (Interim Arrangements) Act.)

1971 - Appropriation Act No.1, 1971, S.C. 1970-71, c.25, Schedule, Department of Finance, Vote 7c

- Effective April 1, 1971.
- Authorized continuing federal payments and agreements relating to Unemployment Assistance to March 31, 1972. (24 months beyond the period specified in the Established Programs (Interim Arrangements) Act.)

1972 - Federal-Provincial Fiscal Arrangements Act, 1972, S.C. 1972, c.8, s.34 and Schedule I

- Assented to March 29, 1972.
- Increased tax abatement associated with special welfare programs (Unemployment Assistance, Blind Persons, Disabled Persons and Canada Assistance Plan) from four to five individual tax points.
- Amended Established Programs (Interim Arrangements) Act 1964-65 to extend interim period to March 31, 1977.

SECTION 16

UNEMPLOYMENT INSURANCE

16.1

UNEMPLOYMENT INSURANCE

1935 - The Employment and Social Insurance Act, S.C.1935, c.38

- Assented to June 28, 1935.
- Provided for the establishment of an employment and social insurance commission to administer a national employment service and a program of insurance against unemployment for specified classes of persons.
- Specified that contributions be made by the employee and the employer.
- Provided for assistance during unemployment of persons in employments exempted from insurance coverage, and for training, in cooperation with the educational authorities, to rehabilitate unemployed persons.

1937 - Judicial Committee of the Privy Council (U.K.), (1937), A.C.355

- Pronounced ultra vires the Employment and Social Insurance Act, S.C.1935, c.38.

1940 - The British North America Act, 1940, 3-4 George, c.36 (U.K.) (R.S.C.1970, Appendix II, page 407)

- Effective July 10, 1940.
- Amended Section 91 of the British North America Act, 1867, to include unemployment insurance in classes of subjects under the exclusive legislative authority of the Parliament of Canada.

1940 - The Unemployment Insurance Act, S.C.1940, c.44

- Assented to August 7, 1940.
- Repealed the Employment and Social Insurance Act, 1935.
- Provided for a compulsory, contributory unemployment insurance program at the national level, and for the establishment of a national employment service to function in conjunction with the unemployment insurance operations.
- Provided for contributions to be payable from July 1, 1941 and for benefits to become payable on January 27, 1942.
- Provided that the Act provide coverage for all employed persons paid by the hour, day, or by piece rate, and all employees receiving $2,000 per year or less on the basis of weekly, monthly, yearly or commission rates.

Unemployment Insurance (cont.)

- Excluded the following employments:
  - agriculture, horticulture;
  - forestry, lumbering and logging (exclusive of wood-processing mills in operation more than 30 weeks in a year);
  - fishing, hunting and trapping;
  - transportation by water or air, and stevedoring;
  - service in the Canadian armed forces or in a public police force;
  - employment in the Government Services of Canada for employees appointed under the Civil Service Act or certified as permanent;
  - employment in the government service of any province, unless the province agrees;
  - municipal employment of a permanent nature;
  - teaching, private duty nursing and private domestic service;
  - employment as an agent paid by commission, fees or share of profits if this was not the main means of livelihood;
  - certain director-officers of corporations;
  - employment where the employed person was in the service of his/her spouse or where no wages were paid and the employee was the child of the employer;
  - employment on other than an hourly, daily or piece rate earning more than $2,000 a year, if they so chose;
  - employment in charitable institutions;
  - employment where wages were paid for playing any game;
  - casual or subsidiary employment;
  - seasonal or part-time work.
- Provided statutory conditions for receipt of benefits:
  - contributions had to have been paid for not less than 180 days during the immediately preceding two-year period;
  - the claimant had to be unemployed, and capable of and available for work;
  - the claimant had to attend, or have good reason for not attending, any courses approved by the Commission.
- Provided that a person may elect to continue to be covered and to make contributions after his/her earnings exceeded the ceiling for coverage if he/she had at least 260 daily contributions as an insured person.

Unemployment Insurance (cont.)

- Stipulated that in order to establish a claim for benefits the insured person:

  have at least 180 days of contribution in the two years preceding the establishment of the benefit year;

  have at least 60 days of contribution since the last day of benefit in the last preceding benefit year;

  had been unemployed on each day he/she claimed to have been unemployed;

  was capable of and available for work, but unable to obtain suitable employment;

  had attended, or had good reason not to have attended, any course approved by the Commission that he/she may have been sent to for the purpose of making him/her fit for employment.
- Provided for disqualification from benefit of an insured person participating in a labour stoppage, and for disqualification up to six weeks for those discharged for misconduct, or refusing to accept suitable employment or voluntarily leaving employment without just cause.
- Provided for banking of entitlement subject to withdrawals: the number of days of entitlement to be 1/5 the number of daily contributions in the previous five years, less 1/3 the number of days of benefit drawn in the previous three years.
- Set weekly benefits at a rate of about 34 times the employee's average contribution within the previous two years for a claimant without dependants ($4.08 to $12.24) and about 40 times the average contribution for a claimant with dependants ($4.80 to $14.40). The daily rate for this graduated system which related the benefit rate to workers' earnings and standard of living was one-sixth the weekly rate.
- Provided that benefits be non-taxable.
- Provided that contributions be paid into an Unemployment Insurance Fund, a special account in the Consolidated Revenue Fund.
- Set weekly contributions on a scale from nine cents to 36 cents from the employee according to his earning scale, and from 18 cents to 27 cents from his employer. This was an average of approximately 1.2 percent from each. (The employer paid the nine cent contribution on behalf of the employees earning less that 90 cents a day or under 16 years of age.) Effective July 1, 1941.
- Provided for a government contribution equal to 1/5 of total employee and employer contributions plus the costs of administration.

Unemployment Insurance (cont.)

- Provided that the Act be administered by the Unemployment Insurance Commission.

1943 - An Act to amend the Unemployment Insurance Act, S.C.1943-44, c. 31

- Effective September 1, 1943.
- Raised the earnings ceiling to $2,400 annually for persons on salary or commission, and removed it for persons paid on an hourly, daily, weekly, piece or mileage rate.
- Extended coverage to the following persons:

  all employees of the federal government not certified as permanent;

  those employed in connection with a public utility, regardless of permanence of employment;

  those employed in hospitals and charitable institutions (or to certain groups or classes) on the voluntary election of the employer, subject to the concurrence of the Unemployment Insurance Commission;

  those employed in Canada by a foreign or Commonwealth government on election by that government, subject to concurrence of the Unemployment Insurance Commission.

- Changed the requirement in connection with a "subsequent year" from at least 60 daily contributions since the last day a claimant drew benefits in the previous benefit year to at least 60 daily contributions after commencement of the previous benefit year.

1945 - The Veterans Rehabilitation Act, S.C.1945 (2nd Session), c.35, ss.21,22

- Assented to December 18, 1945.
- Provided that a veteran who had completed 15 weeks of insurable employment within a period of 12 months be deemed to have been in insurable employment prior to the 15 week period for a period equal to his service in the armed forces after June 31, 1941, for the purposes of the Unemployment Insurance Act 1940.
- Provided for contributions to the Unemployment Insurance Fund out of moneys appropriated by Parliament of an amount equal to employer's and employee's contributions for the veteran's period of service.
- Permitted the waiving of the earnings ceiling of $2,400 for persons on salary or commission if they had 200 daily contributions within the last five years preceding the time their earnings rose above the ceiling.

(By 1946 coverage had been extended to employment in transportation by air, professional nursing other than private duty nursing, and lumbering and logging in British Columbia.)

1946 - An act to amend the Unemployment Insurance Act, 1940, S.C.1946, c.68

- Effective October 1, 1946.
- Extended coverage to persons employed in inland transportation by water and veterans including merchant seamen who had been in service since August 13, 1941.
- Empowered the Unemployment Insurance Commission to include in insured employment any groups or class of persons not employed under a contract of service, where their exclusion resulted in anomalies or injustices because of the similarity of their employment to that of insured persons.
- Excepted from coverage those people paid by the week when annual earnings exceeded $3,120. However people whose earnings took them out of coverage could elect to stay covered if they had 200 contribution weeks in the previous five years.
- Increased allowable earnings from $1 to $1.50 per day if earned in an occupation that could be carried on in addition to and outside the hours of normal occupation.
- Provided that in respect of the administration of the National Employment Service the Commission be responsible to the Minister of Labour.

1948 - An Act to amend the Unemployment Insurance Act, 1940, S.C.1948, c.29

- Effective October 4, 1948.
- Increased the weekly contribution rate on a scale from nine cents to 42 cents from employer and employee. (The employer paid the nine cent contribution on behalf of the employee earning less than 90 cents a day or under 16 years of age.)
- Increased the maximum weekly benefit rates from $12.24 to $14.40 for claimants without dependants and from $14.40 to $18.30 for claimants with dependants.
- Raised the earnings ceiling from $2,400 to $3,120 for employees on salary or commission, by regulation.
- Discontinued benefits under the Unemployment Insurance Act to veterans for service after September 30, 1947.

Unemployment Insurance (cont.)

- Provided that the benefit rate be determined on the average of the most recent 180 days of contributions, rather than on all contributions in the two-year qualifying period.

1949 - The Statute Law Amendment (Newfoundland) Act, S.C.1949, c.6, s.38

- Effective April 1, 1949.
- Provided that residence and domicile in Newfoundland be deemed residence and domicile in Canada for the purposes of the Unemployment Insurance Act, 1940.
- Provided that service in the military forces of Newfoundland be deemed active service in the Canadian forces for the purposes of the Unemployment Insurance Act, 1940.

(By December, 1949, coverage had been extended to stevedores and temporary construction workers employed by hospitals and charitable institutions; real estate agents paid solely by commission had been exempted from coverage.)

1950 - An Act to amend the Unemployment Insurance Act, S.C.1950, c.1

- Effective February 28, 1950.
- Provided for supplementary benefits to reflect greater difficulty of finding employment in Canada during winter months. Extended benefit from January 1 to March 31 for four classes of persons:

  a person whose benefit year had terminated since March 31 preceding date on which he claims supplementary benefit;

  a claimant unable to fulfil statutory conditions if contributions had been paid in respect of him for at least 90 days following March 31 preceding his claim;

  persons engaged in lumbering, logging, or any other employment insurable since January 1, 1950;

  a person engaged in any employment made insurable at any time during the 12 months preceding his claim.

- Fixed supplementary benefits at about 80 percent of ordinary benefits.
- Modified the special contribution requirement applying to a second or subsequent year to require at least 60 daily contributions in the period of one year preceding the claim or in the period since the previous benefit year began, whichever was the shorter, or at least 45 contributions in the period of six months preceding the claim or in the period since the previous benefit year began, whichever was the shorter. Effective July 3, 1950.

Unemployment Insurance (cont.)

- Reduced the number of earnings classes and equalized the employer and employee contribution rates, effective July 3, 1950.
- Increased contribution rates by one cent a day and by 20 percent of the additional contributions for the government, to pay the cost of supplementary benefits, effective July 3, 1950.
- Increased the maximum benefit for a claimant without a dependant from $14.40 to $16.20 per week, and for a claimant with a dependant from $18.30 to $21.00 per week, effective July 3, 1950.
- Raised the earnings ceiling for salaried workers and weekly wage earners to $4,800 annually, effective July 3, 1950.
- Increased the amount of allowable earnings from $1.50 to $2.00 per day, effective July 3, 1950.
- Reduced the waiting period from nine to eight days plus the first non-compensable day of claim.
- Provided that the Unemployment Insurance Commission may remove anomalies in the application of the Act to seasonal and part-time workers.
- Authorized the Commission to make regulations regarding benefit claims by married women.

(By July, 1951, coverage had been extended to those employed in lumbering and logging outside British Columbia, and security salesmen paid solely by commission had been excepted from coverage. By 1952 the waiting period had been reduced to five days.)

1953 - An Act to amend the Unemployment Insurance Act, 1940, S.C.1952-53, c.51

- Effective August 3, 1953.
- Provided that no person entitled to receive benefits shall be disqualified by reason of illness, injury or quarantine.

1954 - An Act respecting Benefits for Members of the Canadian Forces, S.C.1953-54, c.65, s.12

- Assented to June 26, 1954.
- Extended unemployment insurance coverage to members of the Canadian forces enrolled since July 5, 1950, in the special force (for service in Korea).
- (By 1954 coverage had been extended to employment connected with landscape gardening.)

Unemployment Insurance (cont.)

1955 - An Act to amend the Unemployment Insurance Act, S.C.1955, c.1

- Assented to January 13, 1955.
- Increased the rate of supplementary benefit to the level of the ordinary benefit ($17 weekly for a claimant without a dependant and $24 weekly for a claimant with a dependant), effective January 10, 1955.
- Extended supplementary benefit period fifteen days from March 31 to April 15, effective January 1, 1955.

1955 - The Unemployment Insurance Act, S.C.1955, c.50

- Effective October 2, 1955.
- Repealed and replaced the Unemployment Insurance Act, 1940.
- Continued provisions under the previous Act for a national employment service to assist workers to find suitable employment and employers to find suitable workers, organized and maintained by the Unemployment Insurance Commission.
- Continued provision under the previous Act for equal weekly contributions from employer and employee, and Government contribution of 1/5 the aggregate of employer-employee contributions plus administration costs.
- Removed the earnings ceiling for persons employed in transportation by water on the Great Lakes and contiguous waters.
- Required claimant to have paid contributions in each of 30 weeks during the two years preceding the date of claim, at least eight of which were in the year immediately preceding the claim or since the beginning of the preceding benefit period, if less. (i.e., the new qualifying conditions were related to the number of contribution weeks rather than the number of daily contributions, and as little as one day of employment in each of 30 weeks might suffice.)
- Changed the benefit formula to provide one week of benefit for each two weeks of work in the two years preceding the benefit year. Contribution could not be used a second time if it was more than one year old.
- Reduced the maximum duration of benefit from 51 to 36 weeks and increased the minimum duration from six to fifteen weeks. (Maximum benefits required contributions for 72 weeks within the previous two years preceding the claim.)
- Changed the pattern of earnings classes and added three new earnings classes to the upper level to provide for higher benefits to employees in the higher earnings classes.

Unemployment Insurance (cont.)

- Established weekly benefits on a scale from $6 to $23 for a claimant without a dependant and from $8 to $30 for a claimant with a dependant (thus restoring the maximum benefit to approximately 50 percent of the average weekly wage).
- Established a scale of allowable earnings related to earnings classes and provided for reduction of benefit by the excess of earnings over the allowable amount; eliminated conditions that earnings must have been obtained in addition to and outside ordinary working hours.
- Replaced supplementary benefits with seasonal benefits payable for a maximum of 16 weeks during the period January 1 to April 15 to claimants who had:

  at least 15 weekly contributions preceding March 31; or

  a regular benefit period which terminated after April 15 preceding the date of claim for seasonal benefits.
- Established the rates for seasonal benefits at the same level as those for regular benefits.
- Increased the waiting period from five to six days and removed the non-compensable day.

(In 1955 coverage was extended to employment in certain types of agriculture, horticulture and forestry, and municipal police forces if employment began after December 31, 1955.)

1956 - An Act to amend the Unemployment Insurance Act, S.C.1956, c.50

- Effective September 30, 1956.
- Authorized regulations to extend coverage of unemployment insurance to fishermen, effective April 1, 1957.
- Eased conditions for qualifying for benefit on a second or subsequent claim from 30 to 24 weeks of contribution in the preceding 52, or since the beginning of the last preceding benefit period if that occurred more than 52 weeks before the claim.

1957 - An Act to amend the Unemployment Insurance Act, S.C.1957-58, c.8

- Effective December 1, 1957.
- Extended the seasonal benefit period from December 1 to May 15.
- Increased the minimum duration from 10 to 13 weeks (when not cut off by termination of the seasonal benefit period) and increased the maximum duration from 16 to 24 weeks.

Unemployment Insurance (cont.)

(Married women's regulations were revoked at the end of 1957.)

1958 - An Act to amend the Unemployment Insurance Act, S.C.1958, c.2

- Further extended the seasonal benefit period from May 15 to June 28 for 1958 only.

1959 - An Act to amend the Unemployment Insurance Act, S.C.1959, c.36

- Effective September 27, 1959.
- Raised the earnings ceiling from $4,800 to $5,460 per annum.
- Increased contribution rates by 30 percent.
- Added two new earnings classes to the upper level which raised the maximum weekly benefit for a claimant without a dependant to $27 and for a claimant with a dependant to $36.
- Increased the maximum duration of benefit from 36 to 52 weeks.
- Provided that the benefit resulting from a second claim in a two-year period would not result in benefit more than one class lower than the first benefit.
- Increased allowable earnings to maximum of half the weekly benefit rate.
- Added imprisonment to list of contingencies for which the qualifying period may be extended. Other contingencies are illness, non-insurable employment, work stoppage due to labour disputes.

1964 - Appropriation Act No.10, 1964, S.C.1964-65, c.34, Schedule B, Department of Labour, Vote 7a

- Effective April 1, 1965.
- Authorized the transfer of the powers, duties and functions related to the employment services from the Unemployment Insurance Commission to the Minister of Labour.

1966 - Government Organization Act, 1966, S.C.1966-67, c.25, s.13

- Effective October 1, 1966.
- Transferred the powers, duties and functions related to the employment services from the Minister of Labour to the Minister of Manpower and Immigration.

1968 - An Act to amend the Unemployment Insurance Act, S.C.1967-68, c.33

- Effective June 30, 1968.
- Raised the earnings ceiling from $5,460 to $7,800.

Unemployment Insurance (cont.)

- Increased weekly rates of contributions to ten cents for those earning less than $20 weekly up to $1.40 for those earning more than $100 weekly.
- Increased the maximum weekly rates of benefit to $42 for a claimant without a dependant and to $53 for a claimant with a dependant.
- Increased allowable earnings for benefit recipients to maintain them at a maximum of half the weekly benefit rate.

1971 - The Unemployment Insurance Act, 1971, S.C.1970-71, c.48

- Some provisions effective June 27, 1971 and some on January 2, 1972.
- Repealed and replaced the Unemployment Insurance Act, 1955.
- Extended unemployment insurance coverage to all members of the labour force for whom an employer/employee relationship exists except persons with a substantial share in profits or who can control their own employment and persons with only a minor labour force attachment (thus covering approximately 96 percent of paid workers in the labour force).
- Excluded from coverage those in receipt of a Canada or Quebec Pension Plan pension or over 70 years of age.
- Eliminated the salary ceiling and provided that contributions be levied on the first $150 per week of salary adjustable to reflect changes in average income.
- To qualify for benefits under the new scheme the insured workers had to meet two basic requirements:

  eight or more insurable weeks in the qualifying period, which was the shorter of the period of 52 weeks before the establishment of a benefit period or the period since the last benefit period began;

  an interruption of earnings from employment resulting in seven or more consecutive days without work and earnings.
- When work was stopped because of illness, injury, quarantine or pregnancy, an interruption of earnings occurred when weekly earnings dropped below two thirds of the worker's normal weekly insurable earnings (related to the basic benefit rate under the new plan).
- Required at least 20 insurable weeks for the new sickness, maternity and retirement benefits.
- Provided that benefit duration be determined by the number of weeks of insurable employment and regional and national unemployment levels.

Unemployment Insurance (cont.)

- Provided for a maximum of 51 weeks of benefits within a 52-week qualifying period, embodied in two initial phases (initial benefits and re-established initial benefits) and three extended phases (labour force attachment benefit, national unemployment rate benefit, and regional unemployment rate benefit).
- Provided for the advance payment of initial benefits in certain circumstances.
- Increased the benefit rate to 2/3 of average insured earnings for a single person, and to 3/4 of average insured earnings for those in an initial benefit period whose earnings in their qualifying period were equal to or less than one third of the maximum weekly insurable earnings ($50 in 1972) and for those in an extended benefit period with dependants. The minimum benefit was to be $20 and the maximum $100 per week, effective July 1, 1971.
- Provided for the automatic indexing of the maximum weekly benefit by indexing the insurable earnings ceiling.
- Provided that benefits be taxable.
- Provided for allowable earnings at 25 percent of the benefit rate, with no allowable earnings from employment in the waiting period.
- Fixed the waiting period at two weeks.
- Provided that employer/employee contributions cover the cost of regular benefits when the national unemployment rate is lower than four percent, administration costs (on a basis of approximately 57 percent from the employer and 43 percent from the employee contributions), and the costs of the special new benefits.
- Included provisions for the establishment of a system of experience rating for employers.
- Provided that the government pay the cost of:

  regular benefits in the initial and re-established initial benefit periods attributed to a national unemployment rate over four percent;

  all labour force, national and regional extended benefits;

  all regular benefits paid to claimant/trainees granted extensions in benefits after approved training;

  benefits for self-employed fishermen (premium revenues collected for insurable employment in fishing were credited to the Consolidated Revenue Fund and all fishermen's benefits were charged to it.)
- Provided for new special benefits for persons with 20 or more weeks of insured earnings:

Unemployment Insurance (cont.)

sickness benefits to a maximum of 15 weeks for those whose earnings are interrupted by illness, injury or quarantine;

maternity benefits for up to 15 weeks commencing eight weeks before the expected date of confinement and terminating six weeks after the actual date of birth;

retirement benefits (a lump sum payment equal to three weeks of benefit) for persons aged 65 to 70 receiving pensions from the Canada or Quebec Pension Plans, and to persons over 70 years of age.

- Provided for the reduction of premiums in respect of sickness and/or maternity benefits payable under provincial law or employer's plans.
- Provided for a disqualification for a maximum of three weeks only for these actions, if taken without just cause:

voluntarily leaving employment;

loss of employment for misconduct;

refusal to apply for or accept suitable employment;

neglect to take an opportunity for suitable employment;

failure to carry out any written direction of the Commission given to assist the claimant to find suitable employment;

failure to attend a claimant assistance interview;

failure to attend a course of instruction or training to which the claimant was referred by the Commission.

- Provided for a new legislative category of penalty called disentitlement which included the remaining disqualifications under the 1955 Act as well as new ones; disentitlement resulted in a postponement of benefits for a definite or indefinite period until the conditions giving rise to it no longer existed.

1973 - An Act to amend the Unemployment Insurance Act, 1971, S.C.1973-74, c.2

- Effective February 8, 1973.
- Provided that the sum authorized for the purposes of the Unemployment Insurance Act in the fiscal year ending March 31, 1973, be deemed an advance and not an appropriation, and repayment be charged to the Unemployment Insurance Account in the Consolidated Revenue Fund.

1975 - The Statute Law (Status of Women) Amendment Act, 1974, S.C. 1974-75-76, c.66, s.22

- Effective January 30, 1976.

Unemployment Insurance (cont.)

- Provided for greater flexibility in the provision of maternity benefits by allowing up to 15 consecutive weeks of benefits in a period that could begin as early as eight weeks before the expected date of confinement, and end as late as 17 weeks after the actual date of confinement.

1975 - An Act to amend the Unemployment Insurance Act, 1971, S.C. 1974-75-76, c.80

- Effective January 1, 1976.
- Withdrew coverage from those aged 65 to 70 years of age, except for the three weeks of benefit payable as a retirement benefit.
- Reduced the special benefit rate of 3/4 of average weekly insurable earnings for claimants eligible for extended benefits with dependants (low-income claimants) to the standard benefit rate of 2/3 of average weekly insurable earnings.
- Extended the qualifying period to a maximum of 104 weeks to people incapable of work because of sickness, disability or quarantine, people getting workers' compensation, claimants on approved training, and inmates of penal institutions.
- Extended the benefit period to 104 weeks for people on workers' compensation and for inmates of penal institutions. (Sickness, disability, quarantine and approved training were not included as reasons for benefit period extensions because benefits were payable in these cases.)
- Reduced the government's contribution to the Commission's income from the excess cost of initial benefits due to a national unemployment rate greater than four percent to the amount by which the average unemployment for the year exceeds the average rate of unemployment over the eight-year period ending on the previous June 30.
- Increased the maximum period of disqualification from three to six weeks for those who voluntarily quit their jobs without cause, who are fired for misconduct, or who refuse a suitable job offer.
- Revoked the provisions for advance payment of benefits.
- Revoked the provisions for experience ratings.
- Made sickness benefits more flexible by extending the period during which the 15 weeks could be drawn from the initial phase only (first 29 weeks) to the initial and re-established initial phases (first 39 weeks).
- Eliminated the limitation whereby the receipt of regular benefits resulted in a reduction of entitlement to sickness benefits. Under the new provision, up to 10 weeks of regular benefits could be drawn in the two initial phases without reducing entitlement to sickness benefits.

Unemployment Insurance (cont.)

- Allowed claimants to voluntarily end an existing claim and establish a new one if it was in their interest.
- Extended coverage to individual sponsors of certain government job creation programs.

1977 - Unemployment Insurance Entitlements Adjustment Act, S.C. 1976-77, c.11

- Effective May 12, 1977, to May 12, 1979.
- Authorized the Unemployment Insurance Commission to reinstate payments to claimants aged 65 and over and to those formerly eligible for the dependency rate of benefits whose benefit had been terminated or reduced by an Act to amend the Unemployment Insurance Act, 1971, S.C. 1974-75-76, c.80.
- Stipulated that such reinstatement of benefits apply only to those who had acquired rights to such benefits prior to January 4, 1976.

1977 - Employment and Immigration Reorganization Act, S.C. 1976-77, c.54

- Effective August 15, 1977.
- Established the Department of Employment and Immigration and the Canada Employment and Immigration Commission.
- Established the Canada Employment and Immigration Advisory Council.
- The following housekeeping amendments were brought into effect immediately to:

  stipulate that the striking of premium rates would be subject to Governor in Council approval;

  facilitate the determination of administrative costs as prescribed in the regulations;

  authorize the repeal of experience rating;

  stipulate that chairpersons of Boards of Referees cease to hold office at the age of 75, and authority to remove them for just cause;

  ensure that the new Commission would not be prohibited from carrying out special programs to eliminate, reduce or prevent disadvantages suffered by any group of people.
- Amended the Unemployment Insurance Act to:

  a) Increase the minimum qualifying requirement from eight weeks to a variable entrance requirement of from 10 to 14 weeks of insurable employment in the previous 52 weeks, depending on the unemployment rate in the region where the claimant lives, effective December 4, 1977;

Unemployment Insurance (cont.)

b) Reduce from five to three the number of phases of which the benefit structure is made up, effective September 11, 1977. The three phases are:

1) up to 25 weeks of initial benefit calculated on the basis of one week of benefit for every week of insurable employment;

2) up to 13 weeks of extended benefits calculated on the basis of one week of benefit for every two weeks of insurable employment over 25 weeks;

3) up to 32 weeks of extended benefits, based on regional unemployment rates.

(For the five phases previously in force see page 16.12, paragraph 1.)

c) Change the maximum number of weeks of paid benefit from 51 weeks in a 65-week period to 50 weeks in a 52-week period;

d) Authorize developmental uses of unemployment insurance funds for claimants undertaking approved training, and participating in approved job creation projects and work sharing arrangements;

e) Eliminate the four-week rules for termination of claim, for claims under both the five and three-phase structures;

f) Base Regional extended benefits on where the claimant lived at the beginning of the benefit phase.

1978 - An Act to amend the Unemployment Insurance Act, 1971
S.C. 1798-79, c.7

- Provided regulatory authority for stipulating that hourly paid and salaried employees would have to work a minimum of 20 hours a week to be insurable and that other workers such as those paid on a commission or piece-work basis would have to earn 30 percent of the maximum weekly insurable earnings to be insurable (effective January 1, 1979).
- Provided for a higher entrance requirement for people just entering or re-entering the labour force, i.e., anyone with less than 14 insurable weeks, benefit weeks or other attachment to the labour force in the year preceding the qualifying period would have to work 20 weeks in insurable employment in the qualifying period to be eligible (effective July 1, 1979).
- Provided for a higher entrance requirement for persons with repeat claims, i.e., anyone who had received 14 or more weeks of benefit in the qualifying period would have to have the number of insurable weeks in the variable entrance requirement (VER) plus up to 6 additional weeks (one week

Unemployment Insurance (cont.)

for each week of benefit received in excess of the VER); the provision would not apply in cases where the applicable regional unemployment rate exceeded 11.5 percent (effective July 1, 1979).

- Reduced the benefit rate for all claimants from 66 2/3 percent of average weekly insurable earnings to 60 percent (effective January 1, 1979).
- Amended the financing arrangements such that the cost of labour force extended benefits would be shared by the public and private sectors in the same way as the cost of initial regular benefits (effective January 1, 1979).
- Provided for repayment of 30 percent on part of the Unemployment Insurance benefits received by people whose annual net income, including Unemployment Insurance benefits, exceeds 1.5 times the maximum yearly insurable earnings (effective in the 1979 and subsequent taxation years).
- Increased the minimum fine under the Act for giving false or misleading information from $25 to $200 (effective January 1, 1979).
- Provided for exclusion of Unemployment Insurance job creation benefits from the 25 percent allowable earnings rate.

1980 - Adjustment of Accounts Act, S.C.1980, c.17

- Effective April 1, 1980.
- Required the government cost of paying benefits for the Unemployment Insurance Act to be credited to the UI Account from the Consolidated Revenue Fund in every fiscal year.

1980 - An Act to Amend the Unemployment Insurance Act, 1971, S.C.1980, c.35

- Effective July 1, 1980.
- Provided for an 18 month extension in the period during which the variable entrance requirement (VER) would operate, i.e., instead of lapsing in December 1980, the VER would expire in June 1982 unless otherwise extended by Parliament.
- Amended the program financing arrangements such that private sector premiums would pay the full cost of initial regular and labour force extended benefits and the federal government would continue to pay the full cost of regional extended benefits.

Unemployment Insurance (cont.)

1982 - An Act to Amend the Unemployment Insurance Act, 1971, (No. 2) S.C. 1980-81-82, c.97

- Effective June 3, 1982.
- Provided for an additional 12 month extension in the period during which the variable entrance requirement (VER) would operate i.e., instead of expiring in June 1982 the VER would expire in June 1983.

1983 - An Act to amend the Unemployment Insurance Act, 1971, (No.3), S.C. 1980-81-82-83, c.150

- Assented to June 3, 1983.
- Provided for extension of the VER from June 1983 to June 1985, effective June 4, 1983. (The number of insured weeks needed to qualify varies according to the level of unemployment in each economic region.)
- Authorized the restriction or prohibition of benefit payments during annual vacation periods for certain persons such as teachers and boat captains, effective June 4, 1983.
- Authorized the establishment and maintenance of a separate benefit stream for self-employed fishermen, effective June 4, 1983.
- Revoked the maternity benefits "magic-10" rule which had required at least 10 weeks of insurable employment after the beginning of pregnancy, effective January 1, 1984.
- Revoked Section 46 of the Act which had prohibited the payment of regular benefits to pregnant women (which had resulted in pregnant women with less than the 20 insured weeks needed to qualify for maternity benefits not receiving benefits of any kind. (Effective January 1, 1984).
- Provided for the payment of 15 weeks of benefits to adoptive parents, effective January 1, 1984.

1983 - An Act respecting the Tax Court of Canada and to amend the Federal Court Act, the Judges Act and the Unemployment Insurance Act, 1971, S.C. 1980-81-82-83, c.158, Part IV

- Effective September 30, 1983.
- Amended the Unemployment Insurance Act, 1971, to change the hearing of insurability appeals (National Revenue cases) from the Umpire or the Pension Appeals Board to the new Tax Court of Canada.

SECTION 17

VETERANS' BENEFITS

VETERANS' BENEFITS

1916 - Order in Council, P.C.1334, dated June 3, 1916

- Established pension regulations superseding Pay and Allowance Regulations of the Department of National Defence.
- Established a Board of Pension Commissioners to award and administer pensions to veterans of World War I.
- Introduced the insurance principle (previously disability or death had to be directly due to service to qualify for payments).

1918 - The Department of Soldiers' Civil Re-establishment Act, S.C.1918, c.42

- Assented to May 24, 1918.
- Established the Department of Soldiers' Civil Re-establishment to have responsibility for matters relating to the re-establishment in civil life of veterans of World War I and the care of their dependants.

1918 - Order in Council, P.C.3070, dated December 21, 1918

- Introduced the principle of prospective dependency for parents of deceased members of the forces.

1919 - The Pension Act, S.C.1919, c.43

- Effective September 1, 1919.
- Provided for pensions for disabled members of the armed forces and their dependants on a scale from $30 annually for rank and file members with five percent disability to $2,700 annually for the highest ranks with 100 percent disability, with additional pension for dependants.
- Provided for pensions for dependants on the death of a member of the armed forces on a scale from $480 annually for the widow or dependent parent of rank and file members to $2,160 for the widow or dependent parent of the highest ranks, with additional pension for other dependants.

1919 - The Soldier Settlement Act, 1919, S.C.1919, c.71

- Assented to July 7, 1919.
- Defined "settler" as a person who at any time during the 1914-1918 war had been engaged on active service in a military force of Canada, of His Majesty or any of His Majesty's allies ordinarily resident in Canada at the time

of enlistment, or of His Majesty or any British Dominion or Colony, and the widow of any person who would have been eligible to be a settler if he had lived.

- Authorized the Soldier Settlement Board to purchase or acquire land, and to issue free to any settler a soldier grant of not more than 160 acres.
- Authorized the Board to make provision for instruction in agriculture and economics for settlers, and for allowances.
- Authorized the Board to make advances not exceeding $1,000 to settlers for permanent improvements to land.
- Authorized the Board to make advances not exceeding $3,500 to settlers for the discharge of encumbrances on agricultural land.

1920 - An Act to amend the Pension Act, S.C.1920, c.62

- Effective September 1, 1920.
- Authorized a cost of living bonus increasing the basic rate of pension by fifty percent and in such a manner as to equalize pensions for all ranks below that of captain. (The rates thus established remained in force until the 1948 amendments.)
- Increased the maximum additional allowance for helplessness in total disability cases for all ranks below that of captain from $450 to $750 per annum.
- Authorized an allowance not exceeding $180 per annum towards the support of each parent of a disabled pensioner previously supported by him if he continued such support.
- Authorized a burial grant not exceeding $100 for disabled pensioners dying in indigent circumstances, irrespective of whether or not death was due to service.
- Authorized a pension not exceeding $180 per annum for each parent of a deceased soldier, if supported by him, in addition to the pension for his widow and/or children.
- Authorized an additional allowance up to $180 per annum when a deceased soldier left more than one parent who was wholly or substantially supported by him.
- Provided for the offer of final payments by agreement to pensioners when disabilities were assessed at less than 15 percent.
- Provided for the supplementation of pensions of Canadians who served with the British forces in the South African War to the Canadian Expeditionary Force (World War I) rates, and similarly for pensions payable for service in the Fenian Raid or Northwest Rebellion.

Veterans' Benefits (cont.)

1921 - An Act to amend the Pension Act, S.C.1921, c.45

- Effective September 1, 1921.
- Provided that death or disability incurred after the war must be directly attributable to the performance of military duties to be pensionable.
- Provided for supplementation to the Canadian Expeditionary Force (C.E.F.) rates pensions in force for disabilities incurred during military service previous to the war.

1922 - An Act to amend the Pension Act, S.C.1922, c.38

- Effective September 1, 1922.
- Authorized a bonus of one year's pension for the children of a deceased pensioner in cases where no pension was payable in respect of the father's death.
- Authorized the continuation of additional pension for a pensioner's wife after her death under certain conditions in cases where there were surviving children.

1923 - An Act to amend the Pension Act, S.C.1923, c.62

- Assented to June 30, 1923.
- Established the Federal Appeal Board consisting of five to seven members appointed by the Governor in Council on the recommendation of the Minister of Justice, the majority of whom had served in the Naval, Military or Air forces of Canada, to hear and give decisions upon appeals concerning refusals of pension by the Board of Pension Commissioners.

1924 - An Act to amend the Pension Act, S.C.1924, c.60

- Assented to July 19, 1924.
- Authorized the members of the Board of Pension Commissioners and the Federal Appeal Board jointly to make compassionate awards in certain types of cases.
- Provided for the payment of one month's pension to the dependant or dependants of a deceased pensioner pending consideration of his claim, provided the deceased pensioner was pensioned at fifty percent or higher at the time of his death.
- Provided for the restoration of pension to a remarried widow whose second husband had died within five years of the date of remarriage.

1925 - An Act to amend the Pension Act, S.C.1925, c.49

- Assented to June 27, 1925.

Veterans' Benefits (cont.)

- Provided that disability incurred during service, although not manifest until subsequent thereto, nevertheless be pensionable.
- Made permanent the cost of living bonus and included it as part of the basic award of pension.
- Made special provision for tuberculous pensioners when during treatment the presence of tubercle bacilli was discovered or it was proven the disease was moderately advanced and clinically active.
- Authorized a special allowance for wear and tear of clothing for certain amputation cases and pensioners compelled to wear prosthetic appliances.

1928 - The Department of Pensions and National Health Act, S.C.1928, c.39

- Assented to June 11, 1928.
- Repealed and replaced the Department of Soldiers' Civil Reestablishment Act and the Department of Health Act.
- Established the Department of Pensions and National Health, the duties and powers of the Minister to include responsibility for veterans of World War I, including care and treatment grants and allowances, and sheltered employment.

1928 - An Act to amend the Pension Act, S.C.1928, c.38

- Effective September 1, 1928.
- Abolished time limits within which applications for disability pensions might be made.
- Removed the time limit relating to the automatic award of pension for certain children of deceased pensioners.
- Provided for the continuation of a widow's pension after her death to a daughter taking care of other minor children.
- Provided for a payment not exceeding $50 for last illness expenses in addition to burial expenses of deceased pensioners.
- Widened the scope of the Act to include, under certain conditions, widows who married subsequent to the appearance of the disability which resulted in their husbands' deaths.

1930 - The War Veterans' Allowance Act, S.C.1930, c.48

- Effective September 1, 1930.
- Provided for allowances for veterans aged 60 or permanently unemployable because of physical or mental disability, and for allowances on behalf of their wives and dependent children.

- Set the maximum annual allowance for a single veteran at $240, and for a married veteran or a widower with a child or children at $480.
- Set the maximum allowable income limit, excluding the allowance, at $125 for a single veteran and $250 for a married veteran or a widower with a child or children.
- Set maximum casual earnings exemption at $125 per annum.
- Established the War Veterans' Allowance Committee to determine whether any allowance should be made, suspended or revoked, what should be the amount, or whether payment of any allowance should be made to the recipient or to some other person for administration on his behalf.
- Charged the Minister of Pensions and National Health with the administration of the Act, subject to the direction of the War Veterans' Allowance Committee.

1930 - An Act to amend the Pension Act, S.C.1930, c.35

- Effective October 1, 1930.
- Authorized the Governor in Council to appoint a nine-member Pension Tribunal and a three-member Pension Appeal Court.
- Provided for the constitution of a branch of the Department of Pensions and National Health to be known as the "Veterans' Bureau" to be administered by a chief pensions advocate subject to the direction of the Minister.
- Charged the Pension Tribunal with the duty of hearing and disposing of all applications under this Act which might be brought before it.
- Provided that appeals from decisions of the Pension Tribunal might be made to the Pension Appeal Court.
- Abolished the Federal Appeal Court and provided that any applications previously disposed of by it might be renewed at any time.
- Abolished time limits for applications in death cases.
- Abolished final payments by agreement.
- Provided for pensions for widows if marriage had taken place before the appearance of the injury or disease causing their husbands' deaths, with certain exceptions.

1933 - An Act to amend the Pension Act, S.C.1932-33, c.45

- Effective September 30, 1933.
- Abolished the Pension Tribunal and Board of Pension Commissioners.

Veterans' Benefits (cont.)

- Established the Canadian Pension Commission with powers and functions similar to those of the Board of Pension Commissioners, but with greatly enlarged personnel, the Commission to consist of not less than eight members, which might be increased to twelve.
- Provided that quorums of the Commission to consist of not less than two members hold sittings throughout the Dominion to hear dissatisfied applicants (thus continuing the principle of personal appearance and public hearings as permitted with the Pension Tribunal).
- Stipulated that no pension be reduced or cancelled due to a change in the basis of entitlement until the pensioner had an opportunity to appear before a quorum.
- Provided for the appointment of a reviewing officer to review favourable decisions of the Pension Tribunal and quorums of the Commission, and to decide if an appeal on behalf of the Crown should be entered with the Pension Appeal Court.
- Set a deadline for payment of additional pension to wives and children of disabled pensioners: no such payments to be made unless the marriage or the birth of the children took place before May 1, 1933.

1936 - An Act to amend the War Veterans Allowance Act 1930, S.C.1936, c.48

- Effective June 23, 1936.
- Repealed the provision for a War Veterans Allowance Committee and substituted therefor a War Veterans Allowance Board to consider and adjudicate upon all questions relating to the award, increase, decrease, suspension or cancellation of any allowance under the Act or for the recovery of any overpayment which may have been made.
- Provided for special consideration to veterans over 55 years of age who because of pre-aging combined with disabilities were incapable of maintaining themselves.
- Charged the Minister of Pensions and National Health with the administration of the Act, subject to the direction of the War Veterans Allowance Board.

1936 - An Act to amend the Pension Act, S.C.1936, c.44

- Effective August 1, 1936.
- Redefined "improper conduct" to permit payment of pensions for accidental wounds.
- Authorized the Commission to continue pensions awarded in error under certain conditions when discontinuance would

cause undue hardship.

- Provided for the appointment of ad hoc Commissioners if and as required, up to five.
- Set the time limit for applications at July 1, 1936 for applicants who did not serve in a theatre of actual war, and at January 1, 1940 for those who did so serve, effective June 1, 1936.
- Abolished the time limit of ten years relating to pensions for widows of pensioners who were receiving pension in Classes 1 to 5 at the time of death.
- Restricted retroactive payments on first awards to twelve months, and granted discretion to the Commission to grant an additional six months in special cases where hardship and distress might otherwise ensue.
- Established the procedure for second hearings to ensure full and complete preparation of claims as a final step before the personal hearing stage.

1938 - An Act to amend the War Veterans Allowance Act, 1930, S.C.1938, c.16

- Effective April 7, 1938.
- Provided for three classes of veterans:
  - a) veterans who had attained the age of 60 years;
  - b) veterans aged less than 60 years, but permanently unemployable because of disabilities;
  - c) veterans who, although not qualifying under a) or b), had served in a theatre of actual war and were in the opinion of the Board incapable and unlikely to become capable of maintaining themselves because of economic handicaps combined with physical or mental disability or insufficiency.
- Extended the benefits of the Act to veterans of the South African War provided they had landed in South Africa prior to June 1, 1902.

1939 - An Act to amend the Pension Act, S.C.1939, c.32

- Effective July 1, 1939.
- Extended the time limit for applications from those who served in a theatre of actual war from January 1, 1940 to January 1, 1942, and gave the Commission discretion to entertain, in special circumstances, applications made after that date.

Veterans' Benefits (cont.)

- Provided that widows of pensioners who were married prior to January 1, 1930 and whose husbands were pensioned at the time of death at the rate of 50 percent or higher be automatically pensionable, irrespective of the cause of death (previously the rate had been 80 percent).
- Abolished the Pension Appeal Court and transferred final appeals and decisions to the appeal boards of the Commission.

1941 - An Act to amend the Pension Act, S.C.1940-41, c.23

- Effective September 1, 1939.
- Clarified the provision that the Commission was the sole authority on questions of interpretation.
- Extended the provisions of the Pension Act to members of the Canadian forces serving in World War II and exempted such members from certain time limits for applications for disability pensions and for additional pensions for wives and children.
- Restricted the "insurable principle" to World War II members of the forces who served in a theatre of actual war, and provided that after May 21, 1940 when service was wholly rendered in Canada disability or death must have arisen out of or been directly connected with military service to be pensionable.
- Abolished the time limit for applications for veterans who served in a theatre of actual war during World War I.
- Provided for the supplementation, during residence in Canada, to Canadian rates of British World War II pensions awarded to or in respect of ex-members of the United Kingdom forces who were domiciled in Canada at any time during the four years next preceding the date of commencement of that war; and made available to such pensioners all the benefits of the Pension Act not provided in the British legislation.

1941 - Order in Council, P.C.113/9400, dated December 3, 1941

- Effective November 15, 1941.
- Authorized the War Veterans Allowance Board to award a Supplementary Allowance to a veteran who was in receipt of the maximum allowance payable under the War Veterans Allowance Act and who was, in the opinion of the Board, incapable of augmenting his income by earnings and would otherwise experience privation.
- Set the maximum Supplementary Allowance at $5 per month for a bachelor or widower without children and $10 per month for a married man or a widower with a child or children.

1943 - Order in Council, P.C.101/6395, dated August 13, 1943

- Effective April 1, 1943.
- Extended the provisions of the War Veterans Allowance Act to the widow of a veteran, subject to the condition that she had attained the age of 55 years, or was so incapacitated by mental or physical disability as to be incapable and unlikely to become capable of earning a livelihood.

1944 - Order in Council, P.C.2/602, dated January 31, 1944

- Effective January 1, 1944.
- Increased the Supplementary Allowance payable to a bachelor, widow or widower without children to $10.41 per month, and to a married man, widow or widower with a child or children to $20.83 per month.

1944 - Order in Council, P.C.117/3088, dated April 27, 1944

- Increased the pension rate for a parent from $15 to $30 monthly where the member of the forces was also survived by a widow and/or children entitled to pension.

1944 - Order in Council, P.C.5/3655, dated May 15, 1944

- Extended the provision of pensions to wives whose marriages had been contracted between May 1, 1933 and May 1, 1944 and to children born as a result of unions contracted within those dates, with effect from May 1, 1944.
- Extended the provisions of the Pension Act to widows whose marriages had been contracted between January 1, 1930 and May 1, 1944, with effect from May 1, 1944.

1944 - Order in Council, P.C.164/7746, dated October 4, 1944

- Effective September 1, 1944.
- Provided for the payment of allowances awarded by the War Veterans Allowance Board to orphaned dependent children of veterans.
- Set the maximum annual allowance at $360 for one orphan, $648 for two orphans and $730 for three or more orphans of one veteran.

1944 - Order in Council, P.C.162/7746, dated October 4, 1944

- Effective October 1, 1944.
- Extended the provisions of the War Veterans Allowance Act to former members of the North West Field Force, and to World War II veterans.

Veterans' Benefits (cont.)

1944 - Order in Council, P.C.160/7746, dated October 4, 1944

- Effective October 1, 1944.
- Extended the provisions of the War Veterans Allowance Act to former members of the Canadian forces who served during both World War I and World War II, but not in a theatre of actual war on either occasion.

1944 - The Department of Veterans Affairs Act, S.C.1944-45, c.19

- Effective October 21, 1944.
- Dissolved the Department of Pensions and National Health and established the Department of Veterans Affairs to provide for the care, treatment, training or re-establishment in civil life of war veterans and other designated persons, and for the care of their dependants.

1944 - Order in Council, P.C.9553, dated December 27, 1944

- Removed all time limits for the preparation and presentation of claims concerning pension applications arising out of World War II.

1944 - The War Service Grants Act, 1944, S.C.1944-45, c.51

- Effective January 1, 1945.
- Provided for the payment of War Service Gratuities and the grant of Re-establishment Credits to members of the forces in respect of service in World War II.

1945 - Order in Council, P.C.213/185, dated January 10, 1945

- Increased pension rates for female veterans to parity with male veterans.

1945 - The Veterans Rehabilitation Act, S.C.1945 (2nd Session), c.35

- Assented to December 18, 1945.
- Authorized the Minister of Veterans Affairs to promote the rehabilitation of veterans by making allowances to veterans of World War II temporarily incapacitated, out of work, awaiting returns from a business, or pursuing courses of training, and by paying the cost of courses of training for and making loans, to students.
- Provided that a veteran who had completed 15 weeks in insurable employment within a period of 12 months be deemed to have been in insurable employment prior to the 15 week

period for a period equal to his service in the armed forces after June 30, 1941, for the purposes of the Unemployment Insurance Act 1940.

- Provided for contributions to the Unemployment Insurance Fund out of moneys appropriated by Parliament of an amount equal to employer's and employee's contributions for the veteran's period of service.

1946 - The War Veterans Allowance Act, 1946, S.C.1946, c.75

- Effective August 1, 1946.
- Repealed and replaced the War Veterans Allowance Act, 1930, as amended.
- Extended the provisions of the Act to female veterans aged 55 as compared with age 60 for male veterans.
- Cancelled the Supplementary Allowance, and increased the maximum annual rate of allowance payable to $365 for a single veteran or a widow without children, and to $730 for a married veteran, widower, or widow with a dependent child or children. (The annual allowable income limits, excluding the allowance, remained unchanged at $125 for single status and $250 for married status.)
- Charged the Minister of Veterans Affairs with the administration of the Act, except for the power, authority and jurisdiction conferred upon the War Veterans Allowance Board to deal with and adjudicate upon applications for allowances.

1946 - The Civilian War Pensions and Allowances Act, S.C.1946, c.43

- Assented to August 31, 1946.
- Provided for pensions and allowances to Canadian nationals serving in specified essential occupations and who suffered disability as a result of World War II, in accordance with the rates set forth in the Pension Act.
- Specified that claims for pensions, allowances and compensation be dealt with and adjudicated upon as under the Pension Act.
- Provided that the Act be administered by the Canadian Pension Commission.

1946 - An Act to amend the Pension Act, S.C.1946, c.62

- Assented to August 31, 1946.
- Provided for the restoration of the "insurance principle" for members of the forces whose service had been rendered wholly in Canada during World War II. Effective June 1,

1946 (Order in Council, P.C.2077, dated May 23, 1946).

- Gave discretion to the Commission in World War II disability and death claims to make an additional retroactive award not exceeding an additional 18 months' pension under certain exceptional circumstances. (This made it possible to antedate the commencement of pensions up to a period of three years prior to the date of decision in such cases.)
- Provided for the continuation of helplessness allowance to blind pensioners while under in-patient treatment.
- Extended all benefits of the Pension Act, during residence in Canada, to persons of pre-war Canadian domicile who served in the forces of members of the British Commonwealth of Nations or forces allied with His Majesty during World War I or World War II and to the dependants of such persons.
- Widened the power of the Commission in extending the "benefit of the doubt" to applicants.

1946 - The Women's Royal Naval Services and the South African Military Nursing Service (Benefits) Act, S.C.1946, c.34

- Assented to July 26, 1946.
- The Allied Veterans Benefit Act, S.C.1946, c.36
- Effective January 22, 1946.
- The Fire Fighters War Service Benefits Act, S.C.1946, c.52
- Effective September 1, 1946.
- The Special Operators War Services Benefits Act, S.C.1946, c.64
- Assented to August 31, 1946.
- The Supervisors War Service Benefits Act, S.C.1946, c.66
- Assented to August 31, 1946.
- Extended specified re-establishment benefits provided for members of the Canadian Forces during World War II to persons specified in each statute.

1948 - An Act to amend the Pension Act, S.C.1948, c.23

- Assented to May 14, 1948.
- Deleted the expression "was wilfully and deliberately concealed" from the clause defining the grounds on which pension entitlement might be granted for pre-enlistment disabilities aggravated during service in a theatre of war.
- Increased the helplessness allowance for a pensioner totally disabled and requiring the services of an attendant from a minimum of $250 and maximum of $750 per annum to $480 and

$1,400 respectively. In addition, removed the discrimination between ranks to make the new rates payable to all ranks. Effective October 1, 1947.

- Extended the provisions of the Act to widows of World War I veterans who were married between May 1, 1944 and May 1, 1948.
- Extended the provisions of the Act to wives and children of veterans of World War I who were married or born between May 1, 1944 and May 1, 1948.
- Increased the pension for a dependent parent or parents of a member of the forces who had left a widow and/or children entitled to pension from $360 to $480 per annum.
- Extended the benefits of the Act to widows of deceased members of the Canadian forces who had served in the South African War and had been awarded supplementary pension under the Pension Act. (Previously pension could not be awarded from Canadian funds even though death were service-related unless a basic award was made by the United Kingdom authorities to the widow.)
- Authorized applicants who had neglected to exercise their right of appeal to the Pension Appeal Court or an Appeal Board of the Commission to apply for leave to reopen their claims with a view to establishing that the decision of the Federal Appeal Board, Pension Tribunal, or Quorum was in error.
- Amended the "benefit of the doubt" clause to make it mandatory that all reasonable inferences and presumptions were to be exercised in the applicant's favour, effective June 1, 1948.
- Increased the basic rates of pension for disability and death, effective October 1, 1947.
- Provided for assessment of pensions at the nearest multiple of five, i.e., 48 percent disability became 50 percent, and 46 percent disability became 45 percent.

1948 - An Act to amend the War Veterans Allowance Act, 1946, S.C.1948, c.74

- Effective October 1, 1947.
- Extended the eligibility provisions to deserted or divorced veterans with a child or children.
- Increased the annual allowance for a single veteran to $485 and for a married veteran or a widow or widower with a child or children to $850. (The allowable income limits, excluding the allowance, remained unchanged.)
- Exempted casual earnings from inclusion in the calculation of allowable income.

Veterans' Benefits (cont.)

1949 - The Appropriation Act, No.7, S.C.1949 (2nd Session), c.42, Schedule A, Vote 537

- Effective April 1, 1949.
- Authorized the establishment of an Assistance Fund (War Veterans Allowance) from which would be provided supplementary assistance in cases of acute financial distress among recipients of War Veterans Allowances.

1949 - An Act to approve the Terms of Union of Newfoundland with Canada, S.C.1949, c.1, s.38 and Schedule

- Effective April 1, 1949.
- Provided that Canada make available to Newfoundland veterans and their dependants the same awards of pension as were available to Canadian veterans under similar circumstances.

1950 - An Act to amend the War Veterans Allowance Act, 1946, S.C.1950, c.54

- Assented to June 30, 1950.
- Extended the definition of veteran to include former members of His Majesty's forces other than Canadian who have lived in Canada for a total period of at least 20 years, effective April 1, 1950.
- Authorized the Minister of Veterans Affairs to appoint District Authorities to whom would be delegated functions previously performed by the War Veterans Allowance Board relating to the award, increase, decrease, suspension or cancellation of any allowance under the Act and to the recovery of any overpayment which may have been made.
- Provided that an appeal may be taken from an adjudication of the District Authority to the Board by the applicant or recipient aggrieved by the adjudication.
- Provided that the Board may on its own motion review any adjudication of a District Authority and shall deal with it as though an appeal from the adjudication had been taken.

1951 - An Act to amend the Pension Act, S.C.1951, c.56

- Assented to June 30, 1951.
- Abolished the means test for continuance of additional pension for educational extensions on behalf of children up to the age of 21.
- Provided for the payment of pensions at orphan rates in respect of children of deceased members of the forces who had died leaving a widow and children.

- Authorized increased payments in respect of burial from $100 to $110 for the funeral services, and an additional amount of $25 for cemetery charges. Provided also for the erection of a standard headstone in cases where an award of a funeral grant was made.
- Extended the provisions of the Act to widows of World War I veterans whose marriages had taken place between May 1, 1948 and May 1, 1951.
- Extended the provisions of the Act to the wives and children of veterans of World War I whose marriages or births had taken place between May 1, 1944 and May 1, 1951.

1951 - The Veterans Benefit Act, 1951, S.C.1950-51, c.62

- Effective October 9, 1951, to November 20, 1952.
- Authorized the extension of benefits for veterans of World War II to ex-members of the special force who served in the special force subsequent to July 5, 1950.

1951 - An Act to amend the Pension Act, S.C.1951 (2nd Session), c.19

- Effective January 1, 1952.
- Increased annual pensions for disability to $75 for majors, equivalent ranks and all ranks and ratings below with a five percent disability to $2,700 for brigadiers-general and equivalent and higher ranks with a 100 percent disability.
- Increased annual pensions to $1,200 for widows of captains, equivalent ranks and all ranks and ratings below and to $2,160 for widows of brigadiers and all equivalent and higher ranks, with additional pension for other dependants.

1952 - An Act to amend the Pension Act, S.C.1952, c.47

- Assented to July 4, 1952.
- Increased the allowance for wear and tear of clothing to a pensioner in receipt of pension on account of a leg amputation above a Symes' amputation from $54 to $72 per annum, and for an arm amputation at or above the wrist from $22 to $30 per annum.
- Increased the discretionary allowance which the Commission was empowered to make to pensioners for the relief of whose disability an appliance must be worn or treatment applied which causes wear and tear of clothing, from a maximum of $54 to $72 per annum.

Veterans' Benefits (cont.)

- Provided, in cases where a member of the forces had died leaving more than one parent or person entitled to pension, that the award to such person could be increased by an additional amount not exceeding $300 per annum instead of $180.
- Provided that no action or other proceeding should lie against the Crown as a result of disability or death for which pension was awarded or awardable.

1952 - The War Veterans Allowance Act, S.C.1952, c.54

- Assented to July 4, 1952.
- Repealed and replaced the War Veterans Allowance Act, 1946, as amended.
- Increased the annual rate of allowance payable to $600 for single status, and to $1,080 for married status; reduced the annual allowable income limit, excluding allowances, to $120 for both single and married status. Retroactive to January 1, 1952.
- Increased the annual rate of allowance payable for one, two, or three or more orphans of one veteran to $480, $840 and $1,020 respectively; and established the annual allowable income limits, excluding the allowance, at $120, $160, and $180 respectively. Retroactive to January 1, 1952.
- Included provisions for assisting employable veterans.
- Authorized additional functions of the Board:

  to advise the Minister relating to matters requiring regulations by the Governor-in-Council for carrying the purposes and provisions of the Act into effect;

  to adjudicate pursuant to specific sections of the Act where it has sole jurisdiction;

  to review and alter, at any time, its own former decisions.

1953 - The Children of War Dead (Education Assistance) Act, S.C.1952-53, c.27

- Effective July 1, 1953.
- Provided for federal assistance for the higher education of children of certain deceased members and former members of the armed forces and of other specified persons.

1954 - An Act to amend the Pension Act, S.C.1953-54, c.62

- Assented to June 26, 1954.

Veterans' Benefits (cont.)

- Provided for additional pension for legally adopted children.
- Clothed the Commission with discretion to continue additional pension at the married rates in cases where a pensioner's marriage had been legally dissolved and the pensioner continued to maintain a household for the care of his child or children.
- Extended the provisions of the Act to widows of World War I veterans whose marriages had taken place between May 1, 1951 and May 1, 1954.
- Extended the provisions of the Act to wives of World War I veterans whose marriages had taken place between May 1, 1951 and May 1, 1954.
- Extended to World War I cases the provision whereby the Commission is given discretion to make an additional retroactive award not exceeding an amount equivalent to an additional 18 months' pension under certain exceptional circumstances. (The effect was that it became possible, in both World War I and World War II cases, to ante-date the commencement of pension in both disability and death claims up to a period of three years prior to the date of decision in such cases.)

1954 - The Veterans Benefit Act, 1954, S.C.1953-54, c.65

- Assented to June 26, 1954.
- Repealed and replaced the Veterans Benefit Act, 1951.
- Preserved all rights, benefits and privileges that existed prior to the coming into force of this Act.
- Extended benefits for veterans of world War II to veterans of the special force who served in a theatre of operations with the special force prior to July 27, 1953.

1955 - An Act to amend the War Veterans Allowance Act, 1952, S.C.1955, c.13

- Effective April 1, 1955.
- Increased the maximum annual rate of allowance payable to $720 for single status and to $1,296 for married status; the annual allowable income limit, excluding allowances, remained unchanged at $120 for single status and was increased to $144 for married status.
- Increased the maximum allowable income limit excluding allowances to $240 for one orphan, $360 for two orphans, and $420 for three or more orphans. (The maximum annual rate of allowance payable to orphans remained unchanged.)

Veterans' Benefits (cont.)

1957 - An Act to amend the Pension Act, S.C.1957-58, c.19

- Effective July 1, 1957.
- Changed the scale of annual pensions for disability to $90 for lieutenant-colonels, equivalent ranks and all ranks and ratings below with a five percent disability, to $2,700 for brigadiers and equivalent and higher ranks with a 100 percent disability, and additional pension for dependants.
- Changed the scale of annual pensions for death to $1,380 for the widow or dependent parent of majors, equivalent ranks and all ranks and ratings below, to $2,160 for the widow or dependent parent of brigadiers and equivalent and higher ranks, with additional pension for other dependants.

1957 - Public Accounts, 1957-58, page ZZ-12

- Effective July 1, 1957.
- Increased the maximum annual rate of allowance payable for married status to $1,440; increased the annual allowable income limit, excluding allowances to $240 for single status and to $180 for married status. (The allowance for single status remained unchanged.)

1957 - An Act to amend the War Veterans Allowance Act, 1952, S.C.1957-58, c.7

- Assented to November 21, 1957.
- Increased the maximum annual rate of allowance payable to $840 for single status, and the annual allowable income limit, excluding allowances to $300 for married status. (The maximum allowance for married status and the annual allowable income limit for single status remained unchanged.) Effective November 1, 1957.
- Extended the benefits of the Act to Canadian veterans who had served in the United Kingdom during World War I for at least 365 days prior to November 12, 1918. Effective November 1, 1957.
- Reduced from 20 to 10 years the period of residence in Canada required for ex-Imperial and Allied "dual service" veterans to be eligible.

1960 - An Act to amend the War Veterans Allowance Act, 1952, S.C.1960, c.36

- Effective August 1, 1960.
- Authorized the payment of the allowance to a recipient who visits or resides outside Canada if on the day of departure, the recipient:

is a recipient under Section 3 of the War Veterans Allowance Act;

has been a resident of Canada for the 12 preceding months;

continues to meet the other conditions of the Act as they would apply to a recipient in Canada.

- Reduced from 20 to 10 years the period of residence in Canada required for ex-Imperials or Allied veterans of World War II to be eligible.

1961 - An Act to amend the Pension Act, S.C.1960-61, c.10

- Effective March 1, 1961.
- Changed the scale of annual pension for disability to $108 for colonels and all ranks and ratings equivalent and below with a five percent disability, to $2,700 for brigadiers and all ranks equivalent and higher with a 100 percent disability, with additional pension for dependants.
- Changed the scale of annual pension for death to $1,656 for the widow or dependent parent of colonels and all ranks and ratings equivalent and below, and to $2,160 for the widow or dependent parent of briagadiers and all equivalent and higher ranks, with additional pension for other dependants.
- Authorized the payment of certain supplementary pensions.

1961 - An Act to amend the War Veterans Allowance Act, 1952, S.C.1960-61, c.39

- Effective June 1, 1961.
- Increased the maximum annual rate of allowance payable to $1,008 for single status, and to $1,728 for married status; increased the annual allowable income limit, excluding allowances, to $288 for single status and to $360 for married status.
- Increased the maximum annual rate of allowance payable for one, two, or three or more orphans of one veteran to $648, $1,128, and $1,512 respectively; and established the annual allowable income limits, excluding the allowance, at $252, $312, and $288 respectively.
- Provided that the Governor-in-Council may impose upon the Board or a District Authority duties similar to those performed by a District Authority under this Act in respect of any allowances authorized under any other Act, and such effect be given to any such adjudication by the Board or a District Authority as the Governor-in-Council may direct.

Veterans' Benefits (cont.)

1962 - An Act to amend the Civilian War Pensions and Allowances Act, S.C.1962, c.11

  - Assented to February 23, 1962.
  - Authorized the extension of benefits available to recipients under the War Veterans Allowance Act to certain specified groups of civilians who had performed meritorious service in wartime.
  - Provided that all applications for allowances under Part XI of the Act be dealt with and adjudicated upon in the same manner as applications for allowances under the War Veterans Allowance Act.

1962 - An Act to amend the Children of War Dead (Education Assistance) Act, S.C.1962, c.10

  - Effective June 1, 1962.
  - Increased the amount of allowance payable to students over 21 years of age.
  - Authorized the extension of assistance beyond four academic years or after an assisted student reaches 25 years of age.

1965 - An Act to amend the Children of War Dead (Education Assistance) Act, S.C.1965, c.15

  - Effective September 1, 1964.
  - Increased the monthly allowance for a student from $25 to $34.
  - Authorized an additional amount for a student aged 21 or over if no pension is being paid on his behalf.

1965 - An Act to amend the War Veterans Allowance Act, S.C.1965, c.20

  - Assented to June 30, 1965.
  - Increased the annual allowance for a single veteran to $1,128, and for a veteran with a dependant to $1,932; increased the annual allowable income limits, excluding the allowance, to $468 for a single veteran and to $732 for a veteran with a dependant.
  - Increased the annual allowance for one, two or three orphans of one veteran to $720, $1,260, and $1,692 respectively, and the annual allowable income limits, excluding the allowance, to $288, $348, and $324 respectively.
  - Repealed the provisions for assisting employable veterans.
  - Granted service eligibility to veterans of the Imperial or Allied forces who had served in the United Kingdom only

during World War I, provided they were domiciled in Canada at the time of joining such forces.

1966 - Public Accounts, 1967, page 43.29

- Effective September 1, 1966.
- Increased the maximum annual rate of allowance payable to $1,260 for single status, and to $2,100 for married status; increased the annual allowable income limits, excluding allowances, to $480 for single status and to $840 for married status.

1971 - An Act to amend the Pension Act and the Civilian War Pensions and Allowances Act, S.C.1970-71-72, c.31

- Assented to March 30, 1971.
- Provided that the Pension Act be "liberally construed and interpreted to the end that the recognized obligation of the people and Government of Canada to provide compensation to those members of the forces who have been disabled or have died as a result of military service, and to their dependants, may be fulfilled".
- Substantially extended benefits under the Act.
- Provided for an exceptional incapacity allowance.
- Provided for pension in an amount equal to a 50 percent disability pension for members of the Hong Kong Force and other persons imprisoned by the Japanese for one year or more.
- Provided for the establishment of an independent Bureau of Pensions Advocates to succeed the Veterans Bureau, to provide on request a counselling service to applicants and pensioners in respect of the Act.
- Specified that members of the Bureau of Pensions Advocates be appointed from among persons who are members of the bar in any province.
- Replaced Appeal Boards with Entitlement Boards, also consisting of three members of the Canadian Pension Commission.
- Provided that persons dissatisfied with any decision of the Commission with respect to the amount of an award might request a hearing by two members of the Commission.
- Established a Pension Review Board consisting of a chairman and four other members appointed by the Governor in Council for five years, to hear appeals from applicants dissatisfied with a decision of two members of the Commission or of an Entitlement Board, whose decision would be final and binding.
- Amended the Civilian and War Pensions Allowances Act by:

a) removing the requirement that application for pension be made within one year of the occurrence of the liability;

b) providing for pensions to disabled prisoners of war of the Japanese and in respect of deceased prisoners of war of the Japanese.

1971 - An Act to amend the Civilian War Pensions and Allowances Act, S.C.1970-71-72, c.32

- Effective April 1, 1971.
- Provided that pensions be awarded in accordance with the rates in Schedules A and B of the Pension Act in respect of disability or death caused by a war service injury.

1971 - An Act to amend the Pension Act, S.C.1970-71-72, c.34

- Effective April 1, 1971.
- Set the amount of a pension at not more than $804 a year, which the Canadian Pension Commission might award to a parent or person in place of a parent who was wholly or substantially maintained by a member of the forces who died leaving a widow or divorced wife entitled to a pension.
- Increased the scale of annual pension for disability to $175 for a five percent disability for all ranks and ratings, to $3,504 for a 100 percent disability for all ranks and ratings, with additional pension for dependants.
- Increased annual pensions for death to $2,640 for a widow and $1,800 for a dependent parent for all ranks and ratings, with additional pension for other dependants.

1971 - An Act to amend the War Veterans Allowance Act, 1952, S.C.1970-71-72, c.35

- Effective April 1, 1971.
- Increased the maximum annual rate of allowance payable to $1,452 for single status and to $2,412 for married status. (The annual allowable income limits, excluding allowances, remained unchanged.)
- Increased the maximum annual rate of allowance payable for one, two, or three or more orphans of one veteran to $828, $1,452 and $1,956 respectively. (The annual allowable income limits, excluding allowances, remained unchanged.)

Veterans' Benefits (cont.)

1972 - An Act to amend the Pension Act, the War Veterans Allowances Act, the Children of War Dead (Education Assistance) Act and the Department of Veterans Affairs Act to provide for the annual adjustments of pensions and allowances payable thereunder, S.C.1972, c.12

- Effective January 1, 1972.
- Provided for the annual upward adjustment of pensions and allowances in accordance with increases in the Consumer Price Index.
- Increased the maximum annual rate of War Veterans Allowance payable to $1,504.32 for single status and to $2,498.88 for married status. (The annual allowable income limits, excluding allowances, remained unchanged.)
- Increased the maximum annual rate of War Veterans Allowance payable for one, two, or three or more orphans of one veteran to $857.76, $1,504.32, and $2,026.44 respectively. (The annual allowable income limits, excluding allowances, remained unchanged.)

1972 - An Act to amend the Pension Act, 1972, c.20

- Assented to July 7, 1972.
- Increased the Canadian Pension Commission to not less than eight and not more than 14 members to be appointed by the Governor in Council, with an additional ten ad hoc commissioners if and as required, for the purpose of considering and adjudicating upon applications for pensions.

1973 - An Act to amend the War Veterans Allowances Act, S.C.1973-74, c.9

- Effective April 1, 1973.
- Increased the maximum annual rate of allowance payable to $1,813.68 for single status and to $3,086.52 for married status. (The annual allowable income limits, excluding allowances, remained unchanged.)
- Increased the maximum annual rate of allowance payable for one, two, or three or more orphans of one veteran to $1,034.16, $1,813.68, and $2,443.20 respectively. (The annual allowable income limits, excluding allowances, remained unchanged.)
- Repealed the personal property limitations and thereby changed the means test to a modified income test.

1973 - An Act to amend the Pension Act, S.C.1973-74, c.19

- Effective July 1, 1973.

- Set the amount of discretionary pension payable on the death of a member of the forces to a parent or a person in place of a parent wholly or substantially maintained by the member prior to or during his enlistment at a maximum of $1,050 per year each if the member also left a widow or divorced wife entitled to a pension. If both parents were dependent upon the member, the pension for one may be increased by an additional amount of up to $501 a year.
- Increased the scale of basic annual pension for disability for members of the forces from $235.20 for a five percent disability to $4,704 for a 100 percent disability, with additional pension for dependants.
- Increased the annual pension for death to $3,528 for a widow (75 percent of the basic pension) and $2,352 for a dependent parent (50 percent of the basic pension) of a member of the forces, with additional pension for other dependants.

1973 - Appropriation Act No.5, 1973, S.C.1973-74, c.47, Schedule, Veterans Affairs Vote 30a

- Assented to December 21, 1973.
- Amended the Pension Act to authorize the Commission to accept and administer any property or moneys conveyed to the Commission upon trust for the benefit of pensioners, their dependants, or any other person.

1974 - Statute Law (Veterans and Civilian War Allowances) Amendment Act, 1974, S.C.1974-75-76, c.8

- Assented to November 27, 1974.
- Changed from annual to quarterly (except for orphans) the upward adjustment of allowances in accordance with increases in the Consumer Price Index. (The amount of increase to be calculated on the Income Factor, and an equal amount added to the allowance rate.) Effective January 1, 1975.
- Provided for transitional quarterly increases in allowances (except for orphans) up to December 31, 1974. For the payment quarter October 1, 1974 to December 31, 1974 the maximum annual rate of allowance payable was $2,203.92 for single status and $3,754.80 for married status. (The annual allowable income limits, excluding allowances, remained unchanged.) Retroactive to October 1, 1973.
- Provided that, for orphans, the upward annual adjustment of allowances in accordance with increases in the Consumer Price Index be calculated on the Income Factor, and an equal amount added to the allowance rate. Effective January 1, 1975.

Veterans' Benefits (cont.)

- Authorized a new annual allowance rate of $1,500 (less any Family Allowance) for each orphan, to replace the former rates for one, two, or three or more orphans. Changed the annual allowable income limits, excluding allowances, to $131.40 for each orphan up to December 31, 1974. Retroactive to April 1, 1974.
- Authorized an additional allowance payable at $600 annually (less any Family Allowance) in respect of each dependent child, to be adjusted upward quarterly in accordance with increases in the Consumer Price Index commencing January 1, 1975. Retroactive to October 1, 1974.
- Provided for cessation of allowances for male and female children, including orphans, who discontinue their education, and extended entitlement from age 21 to age 25 as long as such children continue their education.
- Provided for the exemption of all income of a child for allowance purposes, with the exception of Family Allowances.
- Provided for equality of status for males and females except in respect of the eligible age for allowances (60 for men and 55 for women).
- Extended the meaning of the terms "spouse" and "widow" to include a person of the opposite sex whom an applicant or recipient of allowance has publicly represented as his spouse and with whom he has been living for not less than three years if there is a bar to the marriage, or for not less than one year if there is no bar to the marriage.

1975 - Statute Law (Status of Women) Amendment Act, 1974, S.C.1974-75-76, c.66, ss.11-20 and 24

- Assented to July 30, 1975.
- Amended the Pension Act, the Civilian War Pensions and Allowances Act and the War Veterans Allowance Act to provide for equality of status for male and female persons.

1976 - Compensation for Former Prisoners of War Act, S.C. 1974-75-76, C.95

- Effective April 1, 1976.
- Continued provision for compensation equal to a 50 percent disability pension, to former members of the Canadian Armed Forces and civilians, as described in the Civilian War Pensions and Allowances Act, who were imprisoned by the Japanese for one year of more (S.C. 1970-71-72, c.31).

Veterans' Benefits (cont.)

- Extended compensation, equal to a 20 percent disability pension to those who were imprisoned by the Japanese for not less than 3 months but less than 12 months.
- Extended compensation to former prisoners of war of other powers during World War II at rates determined by the duration of captivity, as follows:

not less than 3 months but less than 18 months	- 10%
18 months or more but less than 30 months	- 15%
30 months or more	- 20%

(These percentage rates relate to the amounts, paid under the Pension Act, for disabilities which carry similar assessments.)

- Extended the benefits to veterans of British and Allied forces who were domiciled in Canada or Newfoundland at the time of enlistment.
- Provided that compensation for prisoners of war be added to any disability pension subject to a ceiling equivalent to a 100 percent disability pension.
- Provided for benefits to surviving dependants on the same basis as under the Pension Act, i.e., dependants' benefits would be payable if the combined prisoner of war compensation and disability pension equal a 48 percent or higher disability pension.
- Provided that compensation for former prisoners of war be adjusted on January 1 each year in accordance with increases in the Consumer Price Index.

1977 - An Act to amend the Pension Act, S.C. 1976-77, c.13

- Assented to May 12, 1977.
- Increased from five to ten years the term of appointment of the five members of the Pension Review Board.
- Authorized the appointment of a Deputy Chairman from among the members of the Pension Review Board.
- Authorized the Governor-in-Council to appoint two additional ad hoc members of the Pension Review Board for a period not in excess of one year.

1978 - An Act to amend the Compensation for Former Prisoners of War Act, S.C. 1977-78, C.11

- Effective retroactively to April 1, 1976.

Veterans' Benefits (cont.)

- Extended eligibility criteria for compensation for former prisoners of war to include those who became prisoners of war during World War I, those who escaped from enemy incarceration, and those who evaded capture during or subsequent to World War I or II.

1980 - Statute Law (Military and Civilian War Pensions, Compensation and Allowances) Amendment Act, 1980, S.C.1980, c.19

- Assented to July 17, 1980.
- Provided for the payment of proportionate pensions or bonuses to widows or widowers and dependent children of pensioners, former prisoners of war and evaders whose pensions were 47% or less at the time of death of the pensioners, as follows:

when disability pension was paid at	from
38% to 47%	1 October 1980
33% to 47%	1 April 1981
28% to 47%	1 April 1982
23% to 47%	1 April 1983
18% to 47%	1 April 1984
13% to 47%	1 April 1985
5% to 47%	1 April 1986

- Extended pensions and allowances payable only to the date of death to the end of the month in which death occurs.
- Provided for the payment of pension to a widow and dependent children although death was the result of misconduct if the other eligibility requirements of the Pension Act are met.
- Removed the eligibility requirement that a woman who had been divorced or separated from a pensioner in his lifetime be in a dependent condition to qualify for widows' pension if she meets the other eligibility requirements.

1981 - An Act to amend the Pension Act and the Compensation of Former Prisoners of War Act, S.C. 1981, c.76

- Assented to July 10, 1981.
- Advanced to July 1, 1981, the effective date of all pensions and bonuses for widows or widowers and dependent children of pensioners, former prisoners of war and evaders whose pensions were 32% or less at the time of death of the pensioner.

SECTION 18

VOCATIONAL REHABILITATION OF DISABLED PERSONS

VOCATIONAL REHABILITATION OF DISABLED PERSONS

(See also Disabled Persons)

1951 - Order in Council, P.C.6806, dated December 29, 1951

- Established a 37-member National Advisory Committee on the Rehabilitation of Disabled Persons to advise on matters related to the rehabilitation of handicapped civilians.
- Specified that membership of the Committee should consist of representatives from each of the following:
  - a) provincial governments
  - b) Departments of Labour, National Health and Welfare, and Veterans Affairs
  - c) health and welfare voluntary agencies (6)
  - d) medical profession (6)
  - e) organized employers (4)
  - f) organized labour (4)
  - g) universities and other interested groups (4)

1953 - Order in Council, P.C.1953-471, dated March 31, 1953

- Extended the National Health Grants Program to Medical Rehabilitation.

1953 - Order in Council, P.C.1953-1087, dated July 6, 1953

- Authorized the Minister of Labour to enter into agreements with the provinces to provide for the co-ordination and development of activities for the rehabilitation of disabled persons.
- Specified that the federal allotment to each province should not exceed $15,000 for 1953-54, and thereafter an amount approved by the Minister of Labour out of monies appropriated by Parliament to the Department of Labour for the rehabilitation of disabled persons.

1961 - Vocational Rehabilitation of Disabled Persons Act, S.C.1960-61, c.26

- Effective December 1, 1961.
- Authorized agreements with the provinces for federal sharing of 50 percent of costs incurred in carrying out programs of vocational rehabilitation for disabled persons.
- Authorized the Minister of Labour to coordinate federal activities in the field of vocational rehabilitation of disabled persons in cooperation with the Minister of National Health and Welfare and other Ministers carrying out activities in this field.

Vocational Rehabilitation of Disabled Persons (cont.)

- Authorized the Minister of Labour to undertake research in respect of disabled persons.
- Established a 25-member National Advisory Council on the Rehabilitation of Disabled Persons appointed by the Governor in Council to act in an advisory capacity to the Minister of Labour in the administration of the Act.

1966 - Government Organization Act, 1966, S.C.1966-67, c.25, s.39 and Schedule A, Part III

- Effective October 1, 1966.
- Transferred the administration of the Vocational Rehabilitation of Disabled Persons Act to the Minister of Manpower and Immigration.

1967 - Canada Manpower and Immigration Council Act, S.C.1967-68, c.13, s.25

- Assented to December 21, 1967.
- Dissolved the National Advisory Council on the Rehabilitation of Disabled Persons.
- Established a 12-member Advisory Board on the Coordination of Rehabilitation Services for Disabled Persons to consider and report to the Canada Manpower and Immigration Council on matters relating to the coordination of rehabilitation services for disabled persons.

1973 - Order in Council, P.C.1973-752, dated March 27, 1973, SI/73-22

- Effective April 1, 1973.
- Transferred to the Minister of National Health and Welfare the powers, duties and functions of the Minister of Manpower and Immigration under the Vocational Rehabilitation of Disabled Persons Act, pursuant to the Public Service Rearrangement and Transfer of Duties Act (R.S.C.1970, c.P-34).

SECTION 19

YOUTH ALLOWANCES

YOUTH ALLOWANCES

1964 - The Youth Allowances Act, S.C.1964-65, c.23

- Effective September 1, 1964.
- Allowances payable to parents for "dependent youths", that is, young people of 16 and 17 who attend school or university on a full-time basis or who cannot do so because of mental or physical infirmity.
- Rate set at $10 per month.
- Allowances payable from September to June each year provided that any month in which a youth does not attend is part of school or university holiday, and youth resumes attendance thereafter. Allowance not payable during July or August, except to those who are infirm, but may be paid for those months on resumption of attendance in the fall.
- Allowances are not payable to residents of a province providing Schooling Allowances. (Quebec was the only such province.) Quebec receives equivalent compensation from the federal government through the Federal-Provincial Fiscal Revisions Act 1964 (see below).
- Allowances cease when the youth ceases to be a dependent youth, or parent ceases to maintain him.
- Allowances not subject to taxation as taxable income.
- Income tax deduction that may be claimed for a dependent child over age 16 ($550) is not affected by fact that dependent child is receiving a Youth Allowance.

1964 - Federal-Provincial Fiscal Revision Act, 1964, S.C.1964-65, c.26, s.6

- Effective April 1, 1964.
- Provided for the revision of certain fiscal arrangements with the provinces and to provide adjustments of fiscal arrangements and taxation provisions consequential upon the provision of Youth Allowances to parents resident in certain provinces (Quebec was the only such province).

1969 - An Act to amend the Income Tax Act, S.C.1968-69, c.44, s.5

- In effect for 1969 and subsequent income tax years.
- Changed criteria for exemptions for income tax purposes of $300 and $550 from children respectively eligible for Family Allowances and children not so eligible, to children respectively under and over the age of 16. (This meant that the exemption of $550 continued to be allowed in respect of recipients of Youth Allowances.)

Youth Allowances (cont.)

1973 - An Act to amend the Family Allowances Act and the Youth Allowances Act, S.C.1973-74, c.34

- Effective October 1, 1973. (Interim measure pending new Family Allowances Act.)
- Substituted monthly allowance of $12 for previous Family and Youth Allowances.

1973 - The Family Allowances Act, 1973, S.C.1973-74, c.44 s.26

- Effective January 1, 1974.
- Repealed and replaced Youth Allowances Act.

SECTION 20

RETIREMENT

RETIREMENT

1908 - Government Annuities Act, S.C. 1908, c.5

- Assented to July 20, 1908.
- Authorized the sale of immediate or deferred annuities to any purchaser upon payment of a specified sum at fixed and definite intervals. Authorized any society or any incorporated fraternal, benevolent or religious body to contract on behalf of its members for the sale to its members of annuities, and employers to purchase annuities for their employees with contributions from either or both. Administered by the Minister of Labour.

1967 - The Pension Benefits Standards Act, S.C. 1966-67, c.92

- Assented to March 23, 1967.
- Specified standards respecting pension plans organized and administered for the benefit of persons employed in any work, undertaking or business within the legislative authority of the Parliament of Canada (such as navigation, shipping, any railway, canal, telegraph or other work or undertaking connecting a province with any other or extending beyond the limits of a province, any radio broadcasting station, any bank, any aerodrome or aircraft), and specified the requirements to be met in the termination or winding up of pension plans.
- Authorized the Minister of Finance to enter into agreements with the appropriate authority of a designated province (i.e., one having similar legislation under which an individual company is registered) respecting the supervision of pension plans, and to designate an agency to receive, hold and disburse pension benefit credits under the Act.
- Required every pension plan under federal authority to which the employer contributes to be registered with the Superintendent of Insurance except those registered in designated provinces having in force similar legislation and with whom an agreement has been signed. Authorized the Superintendent of Insurance to register and issue certificates of registration in respect of all pension plans filed for registration complying with the standards of registration, and to revoke and cancel the certificate of registration of any registered plan that ceases to comply with these standards.

- Required as a standard of registration that a plan provide for the vesting of pension benefits in an employee if he has had continuous service with the employer or membership in the plan for ten years and has attained 45 years of age.
- Authorized the Governor in Council to make regulations, including regulations respecting the variation of pension benefits by reference to any pension payable under the Old Age Security Act, the Canada Pension Plan or a provincial pension plan as defined by the Canada Pension Plan.
- Administered by the Superintendent of Insurance under the direction of the Minister of Finance.

1975 - Government Annuities Improvement Act, S.C. 1974-75-76, c.83

- Assented to December 20, 1975.
- Raised the rate of interest on annuity contracts to 7 percent.
- Provided for a further percentage adjustment for when an annuity came under payment.
- Terminated the sale of annuity contracts.

(The Act is now administered by the Canada Employment and Immigration Commission.)

See also:

Canada Pension Plan, Section 3, Old Age Pensions, Section 12, Old Age Security Pension, Guaranteed Income Supplement and Spouse's Allowance, Section 13.